

Washington, Saturday, March 25, 1944

PROCLAMATION 2610

ARMY DAY-1944

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS America's valiant soldiers have been welded by the fire of battle into a mighty army of liberation; and

WHEREAS the men and women of the American Army, of different races and creeds but one in their love of freedom and their devotion to the goals for which the United Nations are striving, must face during the coming year a burning test of their courage, their resourcefulness, and their physical prowess; and

WHEREAS the Congress, by Senate Concurrent Resolution 5, 75th Congress, agreed to by the House of Representatives March 16, 1937, has recognized April 6 of each year as Army Day and has requested that the President issue a proclamation annually with respect to

NOW THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby proclaim Thursday, April 6, 1944, as Army Day, and do invite the Governors of the various States to issue proclamations calling for the appropriate observance of that day.

And I urge the civilians of the Nation to reconsecrate themselves on that day to the task of producing in fullest measure and with the greatest possible speed the weapons and ammunition and the materials and supplies required to equip our Army and to sustain it unto final victory.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be

DONE at the city of Washington this 22nd day of March, in the year of our Lord nineteen hundred and [SEAL] forty-four, and of the Independence of the United States of America the one hundred and sixty-eighth.

FRANKLIN D ROOSEVELT

By the President:
Cordell Hull,
Secretary of State.

[F. R. Doc. 44-4186; Filed, March 24, 1934; 12:01 p. m.]

Regulations

TITLE 7-AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[FDO 2-4]

PART 1401-DAIRY PRODUCTS

PERCENTAGE OF BUTTER REQUIRED TO DE SET ASIDE IN APRIL 1944

Pursuant to the authority vested in me by Food Distribution Order No. 2, dated January 5, 1943, as amended, effective in accordance with the provisions of Executive Order No. 9280, dated December 5, 1942, and Executive Order No. 9322, dated March 26, 1943, and Executive Order No. 9334, dated April 19, 1943, and Executive Order No. 9392, dated October 28, 1943, and in order to effectuate the purposes of the aforesaid orders, it is hereby ordered as follows:

§ 1401.10 Percentage of butter to be set aside in April 1944—(a) Definitions. When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent hereof:

(1) Each term defined in Food Distribution Order No. 2, as amended, shall, when used herein, have the same meaning as set forth for such term in Food Distribution Order No. 2, as amended.

Distribution Order No. 2, as amended.
(2) The term "FDO 2" means Food Distribution Order No. 2 issued on January 5, 1943, as amended.

(b) Percentage. Each person who is required by FDO 2 to set aside butter during April 1944 shall, during said month, set aside a quantity of butter equal at least to 10 percent of all the

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THE PRESIDENT

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Army Day, 1944____

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NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book. The following are now available:

Book 1: Titles 1-3 (Presidential documents) with tables and index. Book 2: Titles 4-9, with index.

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butter produced by him during such month.

(c) Effective date. This order shall become effective at 12:01 a. m., e. w. t., April 1, 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; FDO 2, 8 F.R. 253, 5696)

Issued this 22d day of March 1944.

C. W. KITCHEN, Acting Director of Food Distribution.

[F. R. Doc. 44-4149; Filed, March 23, 1944; 1:01 p. m.]

[FDO 29, Amdt. 6]

PART 1460—FATS AND OILS

USE AND DISTRIBUTION OF COTTONSEED, PEA-NUT, SOYBEAN, AND CORN OIL

Distribution Order amended (8 F. R. 5619, 8623, 10970, 11551; 9 F.R. 651), § 1460.13 (f), is amended as follows:

By deleting the provisions of paragraph (f) thereof and inserting, in lieu thereof, the following:

(f) Prohibited uses of cottonseed, peanut, soybean, or corn oil, and fatty acids derived therefrom. (1) Except as specifically authorized by the Director, no person, including an industrial user, shall use crude, refined, or otherwise processed cottonseed, peanut, soybean, or

corn oil, or any fatty acids derived from any of such oils, or any mixture of any of such oils or fatty acids, or any mixture of such oils or fatty acids with any other material, in the manufacture of any of the following products:

(i) Soap, exclusive of USP X11 soap for medicinal use, and soft soap, hospital grade, according to United States Army Specifications No. 4-1027A (Feb. 5, 1941) for delivery to the United States

Army;

Page

(ii) Paints, varnishes, lacquers and all other protective coatings, except that soybean oil may be used in synthetic resins and as a plasticizer in lacquers:

(iii) Linoleum, felt base floor covering, oilcloth and coated fabrics, except that soybean oil may be used as a plasticizer in coated fabrics other than linoleum, oilcloth, and felt base floor coverings;

(iv) Printing inks, including lithographing, offset, silk screen, and other

processing inks;

(v) Animal and poultry feed, including vitamin preparations for animals and poultry, but excluding medicinals and pharmaceuticals for animals and poul-

(vi) Core oils;

(vii) Any product for use in thinning or reducing paint, varnish, lacquer, or other protective coatings.

(2) The restrictions of paragraphs (f) (1) (i), (ii), (iii), (iv), (v), (vi) and (vii) hereof, shall not apply to the use of:

(i) Any cottonseed, peanut, soybean, or corn oil which is a by-product or residue (except stearine) of a permitted processing of such oil or which consists of tank bottoms, or

(ii) Any fatty acids derived from cottonseed, peanut, soybean, or corn oil which is a by-product or residue (except stearine) of a permitted processing of such oil or which consists of tank bot-

(3) Applications to use cottonseed. peanut, soybean, or corn oil, or fatty acids derived from any of such oils, under paragraph (f) (1) hereof, shall be made on Table I of Form FDA-478 or such other form or forms as the Director

may, from time to time, designate. With respect to violations of said Food Distribution Order 29, as amended, rights accrued, or liabilities incurred prior to the effective date of this amendment, said Food Distribution Order 29, as amended, shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

This amendment shall become effective March 27, 1944 at 12:01 a. m., e. w. t.

(E.O. 9280, 7 F.R. 10170; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 22d day of March 1944.

ASHLEY SELLERS, Assistant War Food Administrator.

[F. R. Doc. 44-4108; Filed, March 22, 1944; 5:01 p. m.]

[FDO 34 as Amended, Partial Suspension] PART 1460—FATS AND OILS RESTRICTIONS ON USE OF GLYCERINE

Pursuant to the authority vested in the War Food Administrator, it is hereby

ordered, as follows:

That, unless otherwise ordered by the Director of Food Distribution, War Food Administration, the restrictions of paragraphs (b), (d), and (f) of Food Dis-tribution Order 34, as amended (9 F. R. 52), § 1460.3 (b), (d), and (f), shall not apply to the use of glycerine by any person when such use occurs during the period beginning on the effective date of this order and ending on June 30, 1944.

This order shall become effective on April 1, 1944, at 12:01 a. m., e. w. t.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 22d day of March, 1944. ASHLEY SELLERS, Assistant War Food Administrator.

[F. R. Doc. 44-4109; Filed, March 22, 1944; 5:01 p. m.]

> [FDO 93] Part 1468-Grain .

CORN REQUIRED TO BE SET ASIDE

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of corn for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1468.6 Corn required to be set aside—(a) Definitions. When used in this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(2) "Receive" means to take as owner or purchaser, or on consignment for sale.
(3) "Corn" means yellow or mixed

shelled corn, whole corn, ear corn, or snap corn, of the dent or flint varieties, excluding, however, white corn, seed corn, popcorn, grain sorghums, sweet corn, broom corn, and corn used for canning purposes.

(4) "Country elevator operator" means a person who owns or operates a grain elevator, warehouse, or barge loading or car loading facility, located at a place other than a terminal or subterminal market, and who receives corn for resale from producers or truckers in

wagon or truck lots.

elevator operator" (5) "Terminal means a person who owns or operates a grain elevator, warehouse, or barge loading or car loading facility, located at a terminal or subterminal market, and who receives corn for resale.

(6) "Designated purchaser" means a person or agency of the United States, designated by the Director as eligible to purchase corn which has been set aside

under this order.

- (7) "Fifteen-day period" means the period from the first to the fifteenth day, both inclusive, of any month, and the period from the sixteenth to the last day, both inclusive, of the month, except that the time from the effective date of this order to and including March 31, 1944, shall constitute a fifteen-day period hereunder.
- (8) "Offered for sale" means offered in carlots, unless otherwise authorized by the Director, at prices not exceeding the maximum prices established by the Office of Price Administration.
- (9) "Director" means the Director of Distribution, War Food Administration, or any employee or agency thereof designated by the Director.
- (10) "Set aside area" includes the following:

Illinois, Countles of: Bureau, Cass, Champaign, Christian, De Witt, Douglas, Eigar, Ford, Grundy, Iroquois, Kankakee, Kendall, Knox, LaSalle, Lee, Livingston, Lozan, Mc-Lean, Macon, Marshall, Macon, Menard, Morgan, Moultrie, Peorla, Platt, Putnam, Sangamon, Scott, Stark, Tezewell, Vermillon, Will, and Woodford.

Indiana, Countles of: Benton, Fountain, Jasper, Montgomery, Newton, Pulacid, Starke, Tippecanoe, Vermillion, Warren, and White.

Iowa, Counties of: Audubon, Boone, Buena Vista, Calhoun, Carroll, Cerro Gordo, Cherokee, Clay, Craviford, Dallas, Dickinson, Emmet, Franklin, Fremont, Greene, Grundy, Guthrie, Hamilton, Hancock, Hardin, Harrison, Humboldt, Ida, Jasper, Kessuth, Lyon, Marshall, Mills, Monona, Montgomery, O'Brien, Osceola, Page, Palo Alto, Plymouth, Pocahontas, Polk, Pottawatamie, Powechiels, Sac, Shelby, Sloux, Story, Tama, Webster, Winnebago, Woodbury, and Wright.

Minnesota, Counties of: Blue Earth, Brown, Chippewa, Cottonwood, Faribault, Jaclicon, Lac Qui Parle, Lincoln, Lyon, Martin, Murray, Nobles, Pipestone, Redwood, Renville, Reels, Watonwan, and Yellow Medicine.

Nebraska, Counties of: Burt, Butler, Cass, Cuming, Dodge, Douglas, Lancaster, Otos, Sarpy, Saunders, Seward, Thurston, and Washington.

The Director is authorized to revise the set aside area from time to time by the addition thereto or removal therefrom of any county or part thereof.

(b) Quantity. (1) Every country elevator operator located in the set aside area shall, in each fifteen-day period, set aside, reserve, and hold, for sale and shipment to designated purchasers, an amount equivalent to 35 percent of all corn received by him during such period.

(2) Every terminal elevator operator located in the set aside area shall, in each fifteen-day period, set aside, reserve, and hold, for sale and shipment to designated purchasers, an amount equivalent to 35 percent of all corn received by him during such period from persons other than country elevator operators.

(3) All corn which, on the effective date of this order, is in storage in any country elevator or terminal elevator located in the set aside area, and is owned by or has been consigned for sale to the operator of such country elevator or terminal elevator, respectively, shall be considered as having been received on that date.

(c) Offer; release. Any corn which has been set aside, reserved, and held under this order, and which is offered for cale to a designated purchaser and not accepted by such designated purchaser within 24 hours from the time that such offer is received by the designated purchaser, may be offered for sale to the Commodity Credit Corporation at 203 South La Salle Street, Chicago 4, Illinois, and if not accepted by the Commodity Credit Corporation or a designated purchaser specified by such corporation within 24 hours from the time that such offer is received by the corporation, shall be released from the set aside requirements of this order and shall, without further notice to the holder, be subject to disposition at his option.

(d) Quality. All corn set aside, recerved, and held in any fifteen-day period shall be of the fair average quality of all corn received during such fifteen-day

period.

(e) Contracts. The provisions of this order and of all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made, or any rights accrued or payments made thereunder.

(f) Records and reports. (1) The Director shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate), maintain an accurate record of his transactions in corn.

(3) The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Subsequent specific record-keeping or reporting requirements by the Director will be subject to approval by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(g) Audits and inspections. The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises, or stocks of corn of any person, and to make such investigations, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(h) Petition for relief from hardship. Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, Food Distribution Order No. 96, Grain Products Branch, Office of Distribution, War Food Administration, Washington 25, D. C. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. If such person is dissatisfied with the action taken on such petition by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(i) Violations. The Director may, by suspension order, prohibit any person who violates any provision of this order from receiving, making any deliveries of, or using corn, or any other material subject to priority or allocation control by the War Food Administrator, and may recommend that any such person be prohibited from receiving, making any deliveries of, or using material subject to priority or allocation control by other governmental agencies. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) Delegation of authority. (1) The administration of this order, and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated, to the Director. The Director is authorized to redelegate to any person within the War Food Administration any or all of the authority vested in him by this order.

(2) The Director is authorized to obtain, from time to time, information with respect to the processing of corn by, and the amount of corn in the inventory of, designated purchasers, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Upon the basis of such information, the Director may, by general order, revise the percentage of corn required to be set aside under this order.

(k) Communications. All reports required to be filed hereunder and all communications concerning this order shall be addressed to the Director of Distribution, War Food Administration, Washington 25, D. C., Ref: FDO 96.

(1) Effective date. This order shall become effective at 12:01 a.m., e. w. t., March 24. 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 23d day of March 1944.

Marvin Jones, War Food Administrator.

[F. R. Doc. 44-4180; Filed, March 24, 1944; 11:38 a. m.]

[FDO 70-1, Amdt. 2]

PART 1470—FOOD STORAGE FACILITIES
DESIGNATION OF RESTRICTED COMMODITIES

GNATION OF RESTRICTED COMMODITIE
AND REQUIREMENT OF REPORTS

Correction

In the document appearing on page 3189 of the issue for Friday, March 24, 1944, the document number should read "44-4023".

TITLE 8-ALIENS AND NATIONALITY

Chapter II—Office of Alien Property
Custodian

[G. O. 21, as Amended]

PART 503-GENERAL ORDERS

EXTENSION OF TIME FOR FILING NOTICES OF CLAIM UNDER VESTING ORDERS

Correction

In F.R. Doc. 44-4055, appearing on page 3140 of the issue for Thursday, March 23, 1944, the fourth line of § 503.21 (a) is corrected by changing the word "visiting" to read "vesting".

TITLE 17—COMMODITY AND SECU-RITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Amdt. 9]

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

INSTRUCTION BOOKS FOR FORMS 12-K
AND 12A-K

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Exchange Act of 1934, particularly sections 13 and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors, and necessary for the execution of the functions vested in it by the said act, hereby amends paragraph 3 under the caption "Instructions as to Exhibits" in the Instruction Books for Forms 12-K and 12A-K to read as follows:

3. Notwithstanding the provisions of paragraph 1, above, any registrant filing a copy of Form A may, if it so desires, file a copy of Form A leaving blank any or all pages, schedules or items except the following:

Schedules 102; 103; 104A; 104B; 108; 109; 110; 200A; 200L; 200A (System); 200L (System); lines 40, 48, 56, 57, 58 and 59 of 211; 212; 214; 215; 216; 217; 218; 221, 251; 251A; 252; 261M; 261E; 261I; 110A; 261P; 263; 282; 283; 284; 285; 286; 287; 288; 289; 290; 292; 291; 295; 300I; 300P; 300D; 300I (System); 300P (System); 310; lines 100, 101; 102, 142, 143, 144, 155, 210, 215, 223, 225, 240, 241 and 242 of 320; 321, 350; 371; 371A; 383; 383A; 396; 411; 412; classes 800, 810, 820, 830, 840, 850, 710 and 860 of 541; Divisions 1, 2 and 801 of 561; 562; 563; 581; paragraphs 3 and 4 of 591; and verification.

If this privilege is exercised, all applicable instructions of the Interstate Commerce Commission should be followed in filling out the various schedules subject to the provisions of paragraph 4 below.

Effective March 22, 1944. By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 44-4160; Filed, March 23, 1944; 2:42 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue Subchapter A—Income and Excess-Profits Taxes

[T. D. 5350]

PART 29—INCOME TAX; TAXABLE YEARS BE-GINNING AFTER DECEMBER 31, 1941

VICTORY TAX

In order to conform Regulations 111 [Part 29, Title 26, Code of Federal Regulations, 1943 Supp.] to the provisions of section 106 of the Revenue Act of 1943 (Public Law 235, 78th Congress), enacted February 25, 1944, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding section 35 the following:

SEC. 106. VICTORY TAX. (Revenue Act of 1943, Title I.)

(c) Technical amendments. * * *

(2) Section 34 (cross reference) is repealed. SEC. 101. TAXABLE YEARS TO WHICH AMENDMENTS APPLICABLE. (Revenue Act of 1943, Title I.)

Except as otherwise expressly provided, the amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1043.

Par. 2. There is inserted immediately preceding § 29.450-1 the following:

SEC. 106. VICTORY TAX. (Revenue Act of 1943, Title I.)

(a) Change in rate. Section 450 (imposing the Victory tax) is amended by striking out "5 per centum" and inserting in lieu thereof "3 per centum".

Sec. 101. Taxable years to which amendments applicable. (Revenue Act of 1943, Title I.)

Except as otherwise expressly provided, the amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1943.

PAR. 3. Section 29.450-1 is amended to read as follows:

§ 29.450-1 Victory tax on individuals. For taxable years beginning after December 31, 1942, and before January 1, 1944, there is imposed, in addition to the normal tax and the surtax, upon every individual, other than a nonresident alien whose tax liability is determined under section 211 (a), a Victory tax at the rate of 5 percent upon the amount of the taxpayer's Victory tax net income. Such tax is subject to the limitations provided in section 456. The Victory tax likewise applies for taxable years beginning after December 31, 1943, and before the day following the date of cessation of hostilities in the present war, except that for such taxable years the rate of tax is 3 percent instead of 5 percent. The date of cessation of hostilities in the present war is to be determined as provided in section 475 (b): As to what constitutes Victory tax net income, see § 29.451–1.

PAR. 4. There is inserted immediately preceding § 29.453-1 the following:

Sec. 106. Victory Tax. (Revenue Act of 1943, Title I.)

(b) Repeal of credits against Victory tax. Section 453 (relating to credits against the Victory tax) is repealed.

SEC. 101. TAXABLE YEARS TO WHICH AMEND-MENTS APPLICABLE. (Revenue Act of 1943, Title I.)

Except as otherwise expressly provided, the amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1943.

Par. 5. Section 29.453-1, as amended by Treasury Decision 5309, approved December 4, 1943; is further amended by striking from the first sentence "each taxable year" and inserting in lieu thereof "taxable years begining after December 31, 1942, and before January 1, 1944,".

Section 29.453-2, added by PAR. 6. Treasury Decision 5309, is amended by inserting immediately after "Supplement T" in the first sentence of paragraph (b) thereof "for the calendar year 1943"

PAR, 7. There is inserted immediately preceding § 29.456-1 the following:

SEC. 106. VICTORY TAX. (Revenue Act of 1943, Title I.) * **.**

÷

(c) Technical amendments. ~ (1) Section 456 (relating to the 90 percentum limitation) is amended (A) by striking out ", computed without regard to the credits provided in sections 453 and 466 (e)," and (B) by strik-ing out "35 and 466 (e)" and inserting in lieu thereof "and 35".

. * . * * Sec. 101. Taxable years to which aliend-MENTS APPLICABLE. (Revenue Act of 1943, Title I.)

2

Except as otherwise expressly provided, the amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1943.

Par. 8. Section 29.456-1, as amended by Treasury Decision 5309, is amended by inserting immediately after "victory tax credit" in the first sentence thereof "for taxable years beginning before January 1, 1944,".

(Sec. 62 of the Internal Revenue Code (53 Stat., 32 U. S. C., 62) and sec. 106 of the Revenue Act of 1943 (Pub. Law 235, 78th Cong.))

[SEAL]

HAROLD N. GRAVES. Acting Commissioner of Internal Revenue.

Approved: March 22, 1944.

JOHN L. SULLIVAN,

Acting Secretary of the Treasury.

[F. R. Doc. 44-4161; Filed, March 23, 1944; 3:23 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX-War Production Board

Subchapter B-Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 921-ALUMINUM AND MAGNESIUM [Supplementary Order M-1-1 as Amended Mar. 24, 1944]

§ 921.11 Supplementary Order M-1-i—(a) Definitions. For the purposes of this order:

(1) "Aluminum" means any material the principal ingredient of which by either weight or volume is metallic aluminum, which material is in ingot or similar raw form or in the form of finished or semi-finished parts, assemblies or products of any kind; but not including any material in the form of aluminum scrap as defined herein (which is controlled by Supplementary Order M-1-d), or aluminum pigment or aluminum paint (which are defined in and controlled by Supplementary Order

M-1-g).
(2) "Aluminum scrap" means all materials or objects which are the waste or by-product of industrial fabrication. or which have been discarded on account of obsolescence, failure or other reason, the principal ingredient of which by either weight or volume is metallic aluminum; and shall include all types and grades of aluminum residues, such as drosses, skimmings, fines, grindings, sawings and buffings, provided that the re-coverable metallic aluminum content, as determined by the fire assay, hydrogen evolution or other method of comparable efficiency, constitutes 50% or more by weight of such residues.

(3) "Producer" means the Defense Plant Corporation, Aluminum Company of America, the Reynolds Metals Company, the Olin Corporation, and any other person who may be so designated by the War Production Board.

(4) "Approved smelter" means any person whose name appears on Schedule A attached to Supplementary Order M-1-d.

(5) "Use aluminum in manufacture" means to melt, roll, forge, cast, extrude, draw, turn, spin, fabricate or process in any other way, or assemble or incorporate in assemblies, or to consume or otherwise use in the course of manufacture, any aluminum; but does not include the installation of a finished product or repair part for the ultimate con-

sumer.
(6) "Low grade aluminum ingot" means aluminum in ingot or similar raw form (but not scrap) containing at least 3% by weight of copper and 0.8% by weight of iron.

(b) Restrictions on use of aluminum. Except as specifically authorized by the War Production Board, no person shall use aluminum in manufacture where the use of a less scarce material is practicable, and no person shall use more aluminum or aluminum of a better grade than is necessary for the proper operation of an article or part. Allotments, authorized controlled material orders

and authorized production schedules are not specific authorization to use aluminum within the meaning of this order. In addition, no person shall use aluminum in manufacture except to make the following items, or parts or sub-assemblies therefor, or for the purposes indicated, and then he shall use only lowgrade aluminum ingot (or parts or material made therefrom) where the description of the item or purpose is qualified by the words "Clow-grade aluminum inget only)" or similar phraseology:

(1) Products and equipment scribed for use by and produced for the Army or Navy of the United States, the Maritime Commission, or the War Shipping Administration or when prescribed for use by the army or navy of a foreign country and combat end products produced for any foreign country pursuant to the Act of March 11, 1942, entitled "An Act to Promote the Defense of the United States" (Lease-Lend Act). However, the use of aluminum must be restricted to the grade and to the amount required by the latest issue of specifications (including performance specifications) of the appropriate government agency or, in the case of Lease-Lend products, the use of aluminum must be restricted to the grade and amount required by the specifications applicable to similar products of the appropriate United States government agency.

(2) Aircraft, in addition to those described in paragraph (b) (1).

(3) Alloys, other than aluminum as defined herein.

(4) Aluminizing or calorizing.

(5) Aluminum to be exported in any of the forms and shapes described as a controlled material in CMP Regulation

(6) Anhydrous aluminum chloride (low-grade aluminum ingot only).

(7) Anodizing equipment, electrical conducting parts coming in contact with the solution only.

(8) Automotive busses, trucks and truck trailers.

(9) Carbometer wire.

(10) Cathodes for the electrolytic refining of zine and cadmium.

(11) Cauls for use in the manufacture of plywood.

(12) Chemical processing equipment for use in manufacturing plants, provided that chemical action makes the use of other material impracticable.

(13) Closures for parenteral solutions and blood, and closures of alumium sheat or strip for glass containers. The delivery, acceptance of delivery and use of aluminum closures for glass containers

The Conservation Division of the War Production Board Issues, periodically, a publica-tion showing the relative coarcity of materials, entitled "Materials Substitutions and Supply List."

^{*}Under Supplementary Order M-1-d. aluminum ccrap may not be used for any of the purposes listed unless such use is specifically authorized by the War Production Board.

is prohibited by Order L-103-b unless they are to be used to package certain foods and drug products.

- (14) Collapsible tubes. (See Order M-115.)
- (15) Commercial radio equipment and all wire communications equipment, but only where aluminum, copper or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941. The above partial restriction on the use of aluminum does not apply to electronic equipment, as defined in Order L-265, manufactured pursuant to subparagraph (22) below.
- (16) Data and instruction plates, provided the plate is no larger than required to present the essential data and instructions.
- (17) Electric bus bars, bare electrical conductors, and current-carrying accessories for conductors.
 - (18) Electric condensers.
- (19) Electric conduit fittings and wiring devices, but only where aluminum was used in commercial production in the United States during 1939, 1940 or 1941.
 - (20) Electric motors.
- (21) Electric switch gear equipment, for parts where lightness of weight is required for proper functioning of the equipment.
- (22) Electronic equipment, as defined in Order L-265.
- (23) Fire fighting equipment, protective signal and alarm equipment, but only where aluminum, copper or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941.
- (24) Food processing machinery for bakeries, canneries, dairies, dehydrating plants and packing plants.
- (25) Foundry equipment, the following items, made from low-grade aluminum ingot only; bottom boards, core boxes, core dryers, flasks, match plates and patterns. Damaged and obsolete equipment listed in this paragraph may be remelted for the production of new items listed in this paragraph without a CMP application or authorization pursuant to Order M-1-d. (See Direction 1 to CMP Regulation No. 5)
- (26) Galvanizing, for addition to bath.
 (27) Hydraulic brake pistons (low-grade aluminum ingot only).
- (28) Industrial type fans and blowers and fans and blowers manufactured for incorporation into other machinery or devices, but only where aluminum, copper or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941.
- (29) Industrial machinery and attachments therefor but only where aluminum, copper or copper base alloy

- was used in commercial production in the United States during 1939, 1940 or 1941. "Industrial machinery" as used in this subparagraph means machinery designed for use in manufacturing and chemical processing on a commercial basis; construction machinery; packaging machinery; conveyors for use in connection with manufacturing and chemical plants and in connection with construction; laundry, drycleaners' and tailors' pressing machines; and shoe repair machinery. The above partial restriction on the use of aluminum does not apply to food processing machinery if manufactured pursuant to subparagraph (24) above.
- (30) Industrial spray guns and grease guns, but only where aluminum, copper or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941.
- (31) Instruments, .mechanical and electrical. Dials, scales, and panels for all types of such instruments. Other parts of only the following mechanical or electrical instruments.
 - (i) Drafting machines.
 - (ii) Engineering instruments.
 - (iii) Geophysical instruments.
- (iv) Industrial instruments for measuring, recording or controlling industrial processes.
 - (v) Laboratory instruments.
- (vi) Safety controls and heating controls.
- (32) Internal combustion engines, but only where aluminum, copper, or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941. The above partial restriction on the use of aluminum does not apply to internal combustion engines manufactured pursuant to subparagraphs (1), (2) and (8).
- (33) Jigs and fixtures for use in manufacturing processes (low-grade aluminum ingot only).
- (34) Lighting equipment of the follow types only:
- (i) Aviation ground lighting equipment.
- (ii) Hospital operating room lighting equipment.
- (iii) Industrial type lighting equipment.
 - (iv) Miners' lamps.
- (v) Searchlight and industrial-type floodlights.
 - (vi) Reflectors for dry cell lights.
- (35) Molds for the manufacture and repair of rubber products (low-grade aluminum ingot only).
- (36) Orthopedic, medical, dental, ophthalmic and surgical instruments and equipment designed exclusively for orthopedic, medical, dental, ophthalmic and surgical use.

- (37) Portable electric and pneumatic tools.
- (38) Portable power-driven tree felling saws (low-grade aluminum ingot only).
- (39) Repair and maintenance parts for mechanical or electrical equipment used domestically or in industry.
- (40) Refrigeration and heating colls and fins.
- (41) Research, developmental or experimental activities.8 Aluminum may be used to make experimental models or test runs, but only the minimum number of models or minimum size run needed to determine the suitability of the item for commercial production. Such models or materials shall not be distributed for the purpose of promoting sales or creating a consumer demand for such items, nor shall such item designed primarily for future civilian markets, be exhibited to the public. Research, developmental or experimental activities in connection with products or materials designed primarily for future civilian markets must be carried on without diverting any manpower, technical skill, or facilities from activities connected with the war effort.
- (42) Safety equipment as defined in Limitation Order L-114, but only where aluminum, copper, or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941.
- (43) Scales (weighing), but only where aluminum, copper or copper base alloy was used in commercial production in the United States during 1939, 1940 or 1941.
- (44) Steel deoxidizer (low-grade aluminum ingot only).
- (45) Stove and range top burner heads (low-grade aluminum ingot only).
- (46) Thermit reaction, for use in the manufacture of thermit powders and ferro-alloys only.
- (47) Welding rod and metallizing wire.
- (48) X-ray equipment, infra-red and ultra-violet lamps.

Section 944.10 of Priorities Regulation No. 1 provides that where limitations imposed by two or more rules, regulations or orders are applicable, the most restrictive provision shall apply, unless otherwise expressly provided. This means that if another order of the War Production Board has limitations on the use of aluminum which are more restrictive than the regulations of this Order M-1-i, the restriction of the other order must be obeyed.

³ Aluminum in controlled material forms may be ordered for research, developmental and experimental activities by placing an order bearing the controlled material symbol V-9 and the standard CMP certification, all as provided in Order P-43.

(c) Repair. The restrictions of this order shall not apply to making repair parts for a specific repair of a used article, or to a person repairing a used article, when aluminum parts or aluminum material is used to replace aluminum or a scarcer material. Order M-1-d requires that any part or material replaced be turned over to a scrap dealer if the contains aluminum and is good only for scrap.

(d) Requests for authorization to use aluminum. Any person who seeks to obtain specific authorization of the War Production Board to use aluminum for a purpose not permitted by paragraphs (b) or (c) of this order should do so by applying by letter to the Aluminum and Magnesium Division, War Production Board, Washington 25, D. C., Reference M-1-i, which letter should be filed in duplicate and contain substantially the information, numbered as shown below.

(1) Weight, form and alloy of aluminum, for which authorization to use

is requested.
(2) The number of months the quantity of aluminum requested will cover

estimated requirements.
(3) The part to be fabricated, or other use to be made of the aluminum re-

quested.
(4) The product into which such part will be incorporated, and end-use of the product.

(5) The reasons, in detail, why the use of material other than aluminum is impracticable.

(6) If previous requests for this use have been authorized or denied, give reference number of most recent authorization or denial.

Special consideration will be given to requests for the use of aluminum in connection with approved programs of the War Production Board, where the use of aluminum would mean a substantial saving in man-hours or of material scarcer than aluminum, increase in production or increased efficiency of the product.

(e) Contamination. No person shall contaminate aluminum with any other metal or material, except that a producer or approved smelter may mix aluminum with other metals in the production of aluminum alloys, or except that any person may mix aluminum with other metals in the production of other alloys subject to the provisions of paragraph (b) hereof. (See also the provisions of Supplementary Order M-I-d with respect to aluminum scrap.)

(f) Restrictions on deliveries. No person shall deliver any aluminum if he knows or has reason to believe that such aluminum is to be used in violation of the terms of this order.

(g) Reports. All persons shall file such inventory and other reports as may be prescribed from time to time by the War

Production Board.
(h) Tolling. Except as the War Production Board may specifically authorize on Form WPB-165 (formerly Form PD-114) or otherwise, no aluminum shall be delivered or received for melting under any toll, repurchase or similar arrangement.

(i) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priorities control and may be deprived of priorities assistance.

(j) Applicability of regulations. This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board as amended from time to time.

Note: The reporting provisions of this order have been approved by the Burcau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of March 1944.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAM, Recording Secretary.

[F. R. Doc. 44-4171; Filed, March 24, 1944; 11:07 a. m.]

PART 1075—CONSTRUCTION
[Conservation Order L-41, Interpretation 4]

PORTABLE STRUCTURES ON SKIDS

The following interpretation is issued with respect to Conservation Order L-41.

The erection of a portable or pre-fabricated building is construction and, consequently, is limited by Order L-41 whenever the building is either pleced on a foundation constructed on the site or is placed on chids in a spot where it is intended to remain for an undetermined time. The only case in which the erection of a portable or pre-fabricated building is not "construction", is when it is placed on what is intended to be a temporary site with the purpose of moving it from time to time and without affixing it to the land by plumbing, public utilities connection, or in any other way. For example, the crection of a portable structure for use as a garage on a house lot is generally construction, but the erection of a shelter to be moved around for use on different parts of a farm from time to time is not construction.

Issued this 24th day of March 1944.

War Production Board, By J. Joseph Whelam, Recording Secretary.

[F. R. Doc. 44-4172; Filed, March 24, 1944; 11:06 a. m.]

PART 1159—ELECTRIC HEATING PADS
[General Limitation Order L-84, Revocation]

Section 1159.1 General Limitation Order L-84 is revoked. This revocation does not affect any liability incurred under this order. The restrictions set forth in General Limitation Order L-65 continue to be applicable to electric heating pads.

Issued this 24th day of March 1944.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Sccretary.

[F. R. Doc. 44-4173; Filed, March 24, 1844; 11:06 a. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[General Limitation Order L-314, as Amended Mar. 24, 1944]

LUBRICATION EQUIPMENT

The fulfillment of the requirements for the defense of the United States has created a shortage in the supply of materials used in the production of luborcation equipment, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1226.127 General Limitation Order L-314—(a) Definitions. For the purposes of this order:

(1) "Lubrication equipment" means any new machinery, equipment, device, or appliance for dispensing grease, oil, or other lubricant, or for applying a lubricant to any machinery or equipment at any point requiring lubrication; including general and special purpose lubrication equipment, lubrication fittings, oil and grease cups and receptacles and hand ollers as well as furnishings, accessories, appliances, of the types defined in paragraph (c) (1) of this order. It includes repair parts for any of such equipment. The term "lubrication equipment" shall not, however, include any of the following types of equipment designed to be used exclusively for railway locomotives or railway track rails (i) hydrostatic lubricators for steam locomotive valve and cylinder lubrication or for steam locomotive auxiliaries; (ii) mechanical lubricators and lubricating system for steam locomotive valves, cylinders, chassis and running gear members and auxiliaries; (iii) mechanical lubricators for diesel electric and electric locomotive chassis and running gear members; (iv) journal lubricators for driving, engine truck, trailer truck or tender journals using either oil or grease as a lubricating medium; (v) rail and flange lubricators as used on railway track rails.

(2) "Manufacturer" means any person who constructs, manufactures, or assembles lubrication equipment for resale.

(3) "Distribution outlet" means any person to the extent that he engages in selling lubrication equipment to Jobbers or other wholesalers. The term includes (but is not limited to) a manufacturer's sales agency, branch warehouse or other sales or distribution outlet, if so engaged.

(4) "Jobber or other wholesaler" means any person (other than a manufacturer) to the extent that he engages in selling lubrication equipment to retail dealers. The term does not include retail dealers selling to other retail dealers or repair shops in quantities of \$35.00 or less per month per customer.

(b) Restrictions on acceptance and delivertes of orders—(1) Retail sales. After October 31, 1943, no person shall

accept any order for lubrication equipment having a retail value of more than \$35, from any person acquiring the equipment for his own use in dispensing or applying lubricants, or deliver more than that amount of such equipment to any such person under any order tendered after that date, unless the order is rated AA-5 or higher. No purchaser acquiring equipment for his own use shall divide his purchases into more than one order for the purpose of bringing them within the \$35 exemption thus allowed, or purchase more than that amount of equipment during any thirty-day period without a rating of AA-5 or higher on the excess.

(2) General distribution. After October 31, 1943, no manufacturer or distribution outlet shall accept any order for lubrication equipment from a jobber or other wholesaler unless the order bears a preference rating of AA-5 or higher.

After November 20, 1943, no manufacturer or distribution outlet shall deliver any lubrication equipment to a jobber or other wholesaler except to fill an order bearing a preference rating of AA-5 or higher.

These restrictions do not apply to orders for replacement fittings of the types in general use on automobiles,

trucks, or buses.

(3) Preference ratings required. (i) A jobber or other wholesaler may extend ratings received from his customers. He may apply for additional ratings on Form WPB-547, formerly PD-1X, even though he buys from a distribution outlet, despite any inconsistent instruction accompanying such form.

(ii) A retail dealer is not required by this order to have any ratings for orders placed by him with any supplier, although he may extend any ratings re-

ceived from his customers.

(iii) A distribution outlet engaged in the business of buying and stocking or warehousing lubrication equipment and reselling it as such, may apply for a rating on Form WPB-547, formerly PD-1X, and may extend ratings received from jobbers or other wholesalers.

(This paragraph (b) (3) does not prevent the use of other forms, such as WPB-646 for marine suppliers, by any person entitled to use them in applying

for ratings.)

(4) [Deleted Mar. 24, 1944]

- (c) Production restrictions. (1) No manufacturer shall fabricate or assemble any of the following kinds of lubrication equipment:
- (i) Metal shielded grease and oil barrel pumps.
- (ii) Metal shielded portable grease pumps and transfers, except that metal shielding may be used in the manufacture of air powered portable grease pumps designed to hold 25 to 50 pounds original grease containers, but only where such shielding acts as the support for the pumping mechanism.

(iii) Metallic wall batteries, compartments, liners and cabinets, whether for individual or multiple installation.

- (iv) Metallic backgrounds, panels, shelving and display boards.
- (v) Metallic gun carriers, gun boards, gun racks, service boards and gun carriages and carts which are not to be delivered to and for use by the Army, Navy, Maritime Commission or War Shipping Administration, or the military forces of any Lend-Lease country.
- (vi) Metallic centerstands, centerwells, lubewells, service or job write-up desks, metal shielded waste oil drains, oil bars, motor oil dispensing cabinets and combination service outlet-waste oil drains.
 - (2) [Deleted Mar. 24, 1944]
- (3) The limitations and restrictions of subparagraph (c) (1) above shall not apply to or prohibit the following:
- (i) The completion of any piece of lubrication equipment, from component parts that were fabricated prior to March 24, 1944, and which constitute not less than 80% of the finished piece of equipment (according to the aggregate weight of such parts), if the manufacturer cannot reasonably anticipate that he can utilize such parts as maintenance or repair parts within six months after that date; or

(ii) The fabrication or assembly of parts to be sold for maintenance or repair of lubrication equipment, where such parts would not be interchangeable with the replaced parts, if manufactured

in accordance with this order.

- (4) Beginning January 1, 1944, no manufacturer shall fabricate or assemble maintenance or repair parts in any calendar quarter in an amount exceeding, in dollar resale value, 150 per cent of the dollar resale value of maintenance and repair parts sold by him during the corresponding calendar quarter in the period from July 1, 1940 to June 30, 1941. This limit shall not apply to parts for direct use by the United States Army, Navy, Maritime Commission, or War Shipping Administration, or the military forces of any Lend-Lease country. As used in this paragraph (c), "maintenance" shall mean the upkeep of lubrication equipment in sound working condition, and "repair" shall mean the restoration without change of design of any portion of lubrication equipment to sound working condition when such portion has been rendered inoperative or unsafe or unfit for service by wear, or tear, damage, destruction, failure of parts, or other similar causes.
- (d) Conservation. No manufacturer shall fabricate or assemble any lubrication equipment other than in accordance with the following restrictions:
- (1) No chromium, bismuth, tin, zinc or nickel, or alloys thereof, shall be used in the fabrication of parts, finishes, or plating, except in solder or bearings, and except that:
- (i) Repair parts for lubrication equipment which was fabricated prior to November 20, 1943, may be made of the same material as the part to be repaired or replaced if and to the extent that parts

fabricated in accordance with the restrictions of this paragraph (d) would not be interchangeable with such existing parts because of the change in materials used.

(ii) [Deleted Dec. 20, 1943](iii) Zinc may be used for galvanizing, plating, and for die cast parts. (See, however, Conservation Order M-11-b for limitations on quantity.)

(iv) Chromium-stainless or mium-nickel-stainless steel may be used for pump cylinder sleeves, pistons, valve seats or moving valve parts, and indicator rods which require free movement, for central pumping units in centralized lubricating systems.

(v) N. E. alloy steel may be used for cylinder sleeves, pistons, worm and drive shafts for central pumping units in cen-

tralized lubricating systems.

(vi) Nickel-copper alloy may be used in the manufacture of monel hydraulic fittings only for use aboard ships or amphibious equipment by the Army, Navy, Maritime Commission or War Shipping Administration where required by applicable specifications (other than performance specifications) of the agency for whose use the fittings are to be delivered.

(2) Rubber and synthetic rubber shall not be used except as permitted in Rubber Order R-1, as amended, or any relief granted pursuant to an appeal taken in accordance with the provisions of such

- (3) Cadmium shall not be used except as permitted in General Preference Order M-65, as amended, or any relief granted pursuant to an appeal taken in accordance with the provisions of such order.
- (4) Aluminum shall not be used except for industrial spray guns and grease guns, and then only where aluminum, copper or copper base alloy was used in commercial production in the United States during 1939, 1940 and 1941.

Note: Former subparagraphs (3) and (5) redesignated (5) and (6) Mar. 24, 1944.

- (5) No metal shall be used (except in small hardware, such as bolts, nuts, screws, washers, cotter pins and metal corner reinforcements) in the fabrication of tool boxes or structural frames for portable grease service stations; and no metal other than rerolled rail or Bessemer steel shall be used in individual grease and oil containers or hose reels.
- (6) The restrictions of this paragraph (d) do not apply to electric motors and switches, gas engines, and pressure gauges, or component parts of such motors, switches, engines, and gauges.

(e) [Deleted Mar. 24, 1944]

- (f) Miscellaneous provisions-(1) Applicability of regulations. This order and all transactions affected hereby are subject to all applicable provisions of War Production Board regulations, as amended from time to time.
 - (2) [Deleted Mar. 24, 1944]
- (3) Other limitation orders. Nothing in this order shall be construed to per-

mit any person to sell, deliver, or otherwise transfer, or any manufacturer to purchase, receive delivery of, or otherwise acquire any raw materials, semi-processed parts, or finished products in contravention of the terms of any L or M order, or amendments or supplements thereto, or other regulation of the War Production Board effective at the date of any such sale, delivery or other transfer. Where the limitations imposed by any other L or M order are applicable to the subject matter of this order, the most restrictive limitation shall apply, unless otherwise specifically provided herein.

(4) Violations. Any person who wilfully violates any provision of this order, or who wilfully furnishes false information to the War Production Board in connection with this order, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveres of, or from processing or using material under priority control and may be deprived of priorities assistance by the War Production Board.

(5) Appeals. Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(6) Communications. All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, General Industrial Equipment Division, Washington 25, D. C. Ref: L-314.

Note: This reporting requirement has been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

Issued this 24th day of March 1944.

War Production Board, By J. Joseph Whelan, Recording Secretary.

Note: Schedules A, B, C, D, and E deleted Mar. 24, 1944.

[F. R. Doc. 44-4174; Filed, March 24, 1944; 11:07 a. m.]

PART 3088—MOBILE HOUSING

[Limitation Order L-205 as Amended Mar. 2, 1944, Amdt. 1]

HOUSE TRAILERS AND EXPANSIBLE MOBILE HOUSES

Section 3088.1 Limitation Order L-205 is hereby amended:

By amending the first sentence of paragraph (b) (2) to read as follows:

No person shall manufacture any house trailer, except a house trailer produced within the quota which the War Production Board has specifically notified such person on Form CMPL-150B that he is authorized to produce and except that production specifically authorized on appeals prior to the present amended version of this order may be

completed without charge against any quotas.

Issued this 24th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4175; Filed, March 24, 1944; 11:06 a. m.]

PART 3208—SCHEDULED PRODUCTS
[General Scheduling Order M-293, Table 2,
Revocation]

OTHER SCHEDULING ORDERS

Section 3208.3 Other scheduling orders (Table, 2 to General Scheduling Order M-293) is hereby revoked.

Issued this 24th day of March 1944.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAM, Recording Secretary.

[F. R. Doc. 44-4176; Filed, March 24, 1944; 11:06 a, m.]

PART 3288—PLUMBING AND HEATING EQUIPMENT

[General Limitation Order L-22 as Amended Mar. 24, 1944]

FURNACES

§ 3288.81 General Limitation Order L-22—(a) Definitions. For the purposes of this order:

- (1) "Furnace" means any direct fired air heating unit which is designed for the purpose of heating the interior of a building, including but not limited to, any heating device commonly known as a gravity or forced warm air furnace, a free-standing heater or a floor-mounted unit heater for use with or without air distribution pipes. But "furnace" does not mean a domestic heating stove as defined in Supplementary General Limitation Order L-23-c, extended surface heating equipment as defined in General Limitation Order L-107, a direct-fired suspended unit heater, or a floor or wall furnace.
- (2) "Steel furnace" means any furnace the heating surface of which is wholly or partially made of steel.
- (3) "Cast iron furnace" means any furnace the heating surface of which is made of cast iron.
- made of cast iron.
 (4) "Base period" means the three year period ending April 11, 1942.
- (b) Restrictions on manufacture. (1) No person shall manufacture, fabricate or assemble any steel furnace except:
- (i) From materials in inventory on July 28, 1943 or as authorized from time to time by the War Production Board under the Controlled Materials Plan or otherwise.
- (2) On and after September 26, 1943, no person shall manufacture, fabricate or assemble any steel furnace designed to burn solid fuel except in accordance with the simplified practices as provided in paragraph (d).

(3) On and after September 26, 1943, no person shall manufacture, fabricate or assemble any cast-iron furnace designed to burn solid fuel except in accordance with the simplified practices as provided in paragraph (d).

(4) No person shall manufacture any furnaces except in the fuel types manufactured by him during the base period.

- (c) Restrictions on delivery and installation. (1) No person shall deliver a new furnace having extra panels for turning radiators, except when specified in the purchase order for an individual installation.
 - (2) [Deleted Mar. 24, 1944]
- (d) Simplified practices. On and after September 26, 1943 no person shall manufacture, fabricate or assemble any furnace designed to burn solid fuel except in accordance with the following practices:

(1) Only one model each of cast iron and steel furnaces of the same nominal firepot diameter or the same grate area shall be manufactured. This restriction does not apply to furnaces specifically designed for stoker firing.

(2) The metal casing supplied with a furnace rated between 50,000 and 250,-000 BTU shall be cylindrical when used on gravity installations.

(3) Cylindrical casings used on furnaces of less than 250,000 BTU shall not be heavier than 26 gauge.

(4) The following parts shall not be made of metal:

(i) Water pans.

(ii) Humidifiers.

- (ili) Colled wire handles or "detachable type" handles.
 - (iv) More than one detachable name plate.
- (5) The following parts shall not be made of metal, except cast iron and steel:
 - (1) Feed door smolie curtains.

(ii) Feed door linings.

(III) Hot blast lift doors.

(iv) Upright shaker handles.

(v) Extra panels for turning radiators.

(vi) Inner liners for casing.

(6) [Deleted Mar. 24, 1944]

- (e) Restriction on shipment of accessories. On and after September 26, 1943 no person shall ship any of the following accessories with any furnace other than a furnace delivered to or for the account of the Army, Navy, War Shipping Administration or the Maritime Commission of the United States, or for use in any building or project authorized under order P-55- bor rated under any order in the P-19 series.
 - (1) Iron or steel poher.
- (ii) Metal check damper.
- (iii) Metal hand control draft regulator, chain and pulleys.
- (f) Parts. Nothing in this order shall prohibit or restrict the manufacture or shipment of repair parts for furnaces or parts necessary to convert a furnace from oil or gas burning to coal burning.

(g) Applicability of other orders. Incofar as any other order issued by the War Production Board, or to be issued by it hereafter, limits the use of any material to a greater extent than the limitations imposed by this order, the restrictions of such order shall govern unless otherwise specified therein.

(h) Appeals. Any appeal from the provisions of this order shall be filed on Form WPB-1477 (formerly PD-500) with the Field Office of the War Production Board for the district in which is located the plant or branch of the appellant to which the appeal relates.

(i) Communications. All communications concerning this order, unless otherwise directed, should be addressed to the War Production Board, Plumbing and Heating Division, Washington 25,

D. C., Ref: L-22.

(j) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(k) Reports. Manufacturers of warm air furnaces and direct fired floor mounted and direct fired suspended unit heaters (except floor furnaces) shall report on or before the tenth day of each month on Form WFB 3316, following the instructions on the form. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Féderal Reports Act of 1942.

Issued this 24th day of March 1944.
WAR PRODUCTION BOARD,

By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 44-4177; Filed, March 24, 1944; 11:07 a. m.]

PART 3291—CONSUMERS DURABLE GOODS
[Limitation Order L-13-a, as Amended Mar. 24, 1944]

METAL OFFICE AND INDUSTRIAL FURNITURE AND FIXTURES

Section 3291.50 Limitation Order L-13-a is hereby amended to read as follows:

- § 3291.50 Limitation Order L-13-a—(a) Definitions. For the purposes of this order:
- (1) "Manufacturer" means any person engaged in the production of metal office and industrial furniture and fixtures containing any new metal or new metal parts.
- metal parts.

 (2) "Metal office and industrial furniture and fixtures" includes the following: Insulated metal filing cabinets, safes; metal visible reference panels; other metal visible reference equipment; metal shelving; metal filing cabinets other than insulated filing cabinets; metal lockers, metal storage cabinets; metal desks, metal office chairs (except swivel chairs which are covered by M-126); metal office tables, including typewriter and office machine stands (except

those which are integral parts of the machines which they support); metal bank vault equipment; metal office counters; any other metal office or industrial furniture and fixtures, including but not limited to, waste paper baskets, metal trays and wire baskets. The definition includes any office and industrial furniture whether or not specifically mentioned, containing more than 5% of metal in the net weight of the finished product other than such minimum amount of iron or steel as is essentially required for nails, nuts, bolts, screws, clasps, rivets, and other joining hardware for the construction and assembly of non-metal structural parts. It does not include wood filing cabinets containing not more than two pounds of essential operating steel hardware per drawer; wood office chairs containing swivel irons, casters and upholstery springs, or wood typewriter desks containing metal typewriter mechanisms. Neither does it include the following items made of metal: Steel factory stools, steel work benches where required for safety, steel foremen's desks, time card racks, shop boxes, stacking boxes, tool cases, tool room shelving inserts, medical and surgical furniture and related equipment as defined in L-214, Schedule III, dental equipment, laboratory furniture or metal drafting tables.

(3) "Preferred order" means any contract or purchase order calling for delivery to or for the account of the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration.

(b) Restrictions on production. No manufacturer shall produce any item of metal office and industrial furniture and fixtures, except

(1) To fill preferred orders (i) which state on their face that the products are for use on board a steel seagoing vessel or at an advance military base outside the continental limits of the United States; or (ii) for insulated filing cabinets, safes and metal visible reference panels, regardless of where they are to be used. A manufacturer may not produce any item to fill preferred orders under this paragraph until the preferred order is actually received by him.

(2) Such additional metal visible reference panels as can be produced out of 40% of the aggregate weight of iron and steel used by a manufacturer in the production of metal visible reference panels in the year ending June 30, 1941: *Provided*, That no new steel other than flat rolled sheets or strip less than twelve inches in width be used in such production.

(c) Restrictions on transfer. No manufacturer shall sell or deliver any new item of metal office and industrial furniture and fixtures, except

(1) To fill orders under paragraph (b) (1).

(2) As authorized on Form WPB-1319. This form should be filed in a field office of the War Production Board.

- (d) Reports. On or before the tenth day following the close of each calendar month, every manufacturer of safes, insulated files, or visible reference panels, shall file with the War Production Board, Form WPB-1600, according to the instructions accompanying that form. This reporting provision has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.
- (e) Appeals. Any appeal from the provisions of this order should be filed on Form WPB-1477 (formerly PD-500) with the Field Office of the War Production Board for the district in which is located the plant to which the appeal relates.
- (f) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.
- (g) Communications. All reports to be filed hereunder and all communications concerning this order except appeals, shall, unless otherwise directed, be addressed to the War Production Board, Consumers Durable Goods Division, Washington 25, D. C., Ref: L-13-a.

Issued this 24th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4178; Filed, March 24, 1944; 11:06 a. m.]

Part 3291—Consumers Durable Goods [Limitation Order L-13-a, Interpretation 1 as Amended Mar. 24, 1944]

METAL OFFICE AND INDUSTRIAL FURNITURE AND FIXTURES

The following interpretation is issued with respect to Limitation Order L-13-a.

Paragraph (a) (2) defines "metal bank vault equipment" as "metal office and industrial furniture and fixtures." Doors made of metal used for metal bank vault equipment (such as, doors for boxes within the bank vault, but not doors giving access to the vault) are subject to L-13-a. All other metal doors, metal door frames and metal shutters, as defined in Limitation Order L-142, are subject to the restrictions of that order, even though they may be the door, door frame or shutter of a bank vault.

Note: Paragraphs (2) and (3) superseded by paragraph (b) (1) of Limitation Order L-13-a, as amended Mar. 24, 1944.

Issued this 24th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-4179; Flied, March 24, 1944; 11:06 a. m.]

¹For the month of March 1944, application on Form WPB-1319 for permission to assemble is not required. Revised instructions will appear in the forthcoming issue of the WPB-1319 instruction pamphlet.

Chapter XI—Office of Price Administration

PART 1364-FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS [MPR 389,1 Amdt. 13]

CEILING PRICES FOR CERTAIN SAUSAGE ITEMS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Maximum Price Regulation No. 389 is amended in the following respects:

1. Section 12 (c) (2) is amended to read as follows:

(2) Local delivery. Where the seller makes local delivery to the buyer's store door, otherwise than by peddler delivery, and treats the point at which local delivery begins as the point of delivery for determining the zone differential to be added to the base price, he may add \$0.25 per hundredweight if such delivery is completed within 25 miles of the point from which such local delivery starts, or \$0.50 per hundredweight if such delivery is completed over 25 miles from such starting point. A store means a restaurant, hotel, retail store, a wholesaler's or hotel supply house's warehouse, or the place where actual physical possession of the product is taken by a government

2. The definition of "Lebanon bologna" in section 13 (h) is amended to read as follows:

"Lebanon bologna" means an all beef sausage containing no meat other than beef and beef fat; which is stuffed in beef casings or artificial casings; which is smoked not less than 96 hours during the months of May through September and not less than 144 hours during the remaining months; which has a fat content not in excess of 12 percent; which has a yield not in excess of 88 percent; which contains no extender; and which has been made under Federal inspection.

This amendment shall become effective March 23, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES, Administrator.

[F. R. Doc. 44-4162; Filed, March 23, 1944; 3:49 p. m.]

TITLE 49-TRANSPORTATION AND RAHLROADS

Chapter II-Office of Defense Transportation - [General Order ODT 43]

Part 501—Conservation of Motor FOUIPMENT

COMMON CARRIERS OF HOUSEHOLD GOODS

General outline. This order requires that every common carrier of household goods by motor truck, herein referred to as household goods carrier, shall eliminate wasteful operations and shall conserve and maintain motor trucks, tires and other facilities necessary in conducting the business of such carriers.

The order also provides that no household goods carrier shall operate any motor truck in over-the-road service which is not loaded to 80 percent of capacity, without first registering with the nearest district office of the Division of Motor Transport, Office of Defense Transportation, and obtaining clearance authority from the Office of Defense Transportation. The order establishes the conditions under which clearance authority will be issued. These conditions require the registration of each empty truck, or truck laden to less than 80 percent of capacity, prior to its de-parture from any point, and the trans-portation of any household goods found, upon such registration, to be available for transportation to, toward or beyond the registered destination of the truck. Provision is also made for the optional registration by a household goods carrier of a motor truck for the transportation of other suitable freight. Other loading and operating requirements are established.

The order further provides that each household goods carrier shall register with the nearest district office of the Division of Motor Transport any shipment of household goods which the carrier is unable to load or to transport within the periods of time established by the order.

Each district manager of the Office of Defense Transportation is authorized and required, subject to certain limitations, to direct household goods carriers to accept and transport shipments of household goods to, toward or beyond the destination point of a registered truck. A district manager is authorized and required to issue clearance authority under the conditions set forth in the order. Other provisions govern interchange and diversion of traffic, determination of applicable rates and charges, division of revenues between carriers, settlements between carriers, compliance by carriers with directions of a district manager in the event of disagreement over division of revenue, adjustments of such disagreements, filing of tariffs. records and reports, and carrier liability.

Provision is made in the order for the issuance of special or general permits to meet specific needs or exceptional circumstances or to prevent undue hardship. Provision is also made for the submission of plans for joint action to the Office of Defense Transportation for approval.

Household goods carriers are not permitted to extend or inaugurate new service without prior approval of the Office of Defense Transportation.

This general outline shall not be construed to alter the meaning of any provision contained in the order.

The text of General Order ODT 43 follows:

Pursuant to the Act of May 31, 1941, as amended by the Second War Powers Act, 1942, Executive Order 8989, as amended, Executive Order 9156, and War Production Board Directive 21, and in order to assure the maximum utilization of the facilities, services and equipment of common carriers of household goods by motor vehicle, to prevent shortages of motor vehicles utilized in the transportation of household goods, to conserve and providently utilize vital equipment, materials and supplies, including rubber and rubber substitutes, and to provide for the prompt and continuous movement of necessary traffic. It is hereby ordered, That:

501.390 Elimination of waste; conservation. 591.391 Leading and operating requirements.

591.392 Registration of truck; information required.

501.393 Registration of shipments; information required. E01.534 Cancellation of registration.

591.395 Uce of information registered. Authority of district manager. 501.336 Icsuance of clearance authority.
Time limitations upon loading and E91.397

501.393 holding shipments. 591.399 Optional leading and leasing.

Billing and rates; division of revenue; cettlement between carriers Compliance by carriers. 501.460

601.401 Filing of tariffs. 501.402

501.463 Carrier Hability. 501.404

Special or general permits. Submiction of plans for joint action. 501.405

E01.406 Extension or inauguration of new corvice.

Records and reports. 501.467 E01.408 Definitions.

Applicability. E01.403

501.410 Communications.

AUTHORITY: \$\$ 501.390 through 501.410 Authority: \$3 501.830 through 501.410 incued under the act of May 31, 1941, as amended by the Second War Powers Act, 1942, 56 Stat. 176, 60 U. S. Code, \$5 631 through 645a; EO. 6929, as amended, 6 FR. 6725, 8 P.R. 14163; EO. 9156, 7 FR. 3249; War Production Board Directive 21, 8 F.B. 5824.

§ 501.390 Elimination of waste; conservation. Every household goods carrier shall:

(a) Eliminate wasteful operations;

(b) Conserve and properly maintain tires, motor trucks and other facilities necessary in conducting the business of such carrier.

§ 501.391 Loading and operating requirements. (a) No household goods carrier shall operate any motor truck which is not loaded to 80 percent of its capacity, for the transportation of household goods in over-the-road service except as follows:

(1) Prior to the departure from any point of an empty truck or a truck loaded to less than 80 percent of its capacity, the carrier or the representative in the immediate control and possession of the truck, shall register the truck with the nearest district office for the transportation of household goods registered with such district office and available for transportation to, toward or beyond the destination point of the truck; and

(2) Consistent with prior commitments involving the use of the truck en route, the carrier, or the representative in the immediate control and possession of the truck, shall accept and transport, to the load capacity of the truck, all household goods registered and available for transportation to the point of destination or to any point intermedi-

^{*}Copies may be obtained from the Office of Price Administration.

¹⁸ FR. 5903, 6958, 8185, 8677, 10906, 10907, 11956, 13340, 15192.

ate to or beyond such destination point;

- (3) There is in force with respect thereto, clearance authority issued by the Office of Defense Transportation in accordance with the provisions of this
- (b) A motor truck which has been so disabled en route that a load equal to 80 percent of its capacity cannot be transported or carried thereon may be operated in over-the-road service empty or partially laden to the nearest point at which the carrier operating such truck maintains, provides or can obtain repair service.
- (c) There shall be carried in each truck operated in over-the-road service by a household goods carrier a statement in writing, verified by the oath of the carrier, or by the oath of a duly authorized representative of such carrier, providing the following information:

(1) The name and address of the carrier;

- (2) The interstate or intrastate operating authority held by the carrier for the transportation of household goods;
- (3) The amount of cargo insurance, public liability and property damage insurance, if any, then in force in respect of the truck, the name and address of any such insurer, together with the number, and the effective period or periods, of any such policy or policies of insurance.

(d) No household goods carrier shall operate in over-the-road service any motor truck, the gross weight of which exceeds by more than 20 percent its rated

- load carrying ability.

 (e) No provision of this order shall be construed to require the loading of a motor truck so that the gross weight of the truck will exceed the actual safe capacity of any bridge or other structure en route, as determined by State or local authorities, or will exceed the maximum gross weight limitations prescribed by the applicable State law, proclamation or regulation, Federal statute, Federal regulation, or Executive Order, whichever is currently controlling, in which event such truck shall be loaded as nearly to its capacity as may be consistent with such applicable limitations and the provisions of this order.
- (f) The provisions of this order shall. not be so construed or applied as to require or permit any carrier to perform any transportation service, the performance of which is not authorized or sanctioned by law.
- § 501.392 Registration of truck; information required. (a) Every household goods carrier, when registering any empty or partially loaded truck as required or permitted by this order, shall submit, at its expense, to the district office, by telephone, telegraph, mail, or in person, the following information:
- (1) The place at which the person providing the information may be reached;
- (2) The name and address of the owner or lessee, and the name of the operator of the truck:
- (3) The type of equipment and type of

- (4) The space, in cubic feet, available for loading:
- · (5) The point and time at which the truck will be available for loading;
- (6) The destination of the truck; (7) The home license plate number and the State of issue; and
- (8) If the carrier elects to transport suitable freight, to so state.
- § 501.393 Registration of shipments; information required. (a) Every house-hold goods carrier, when registering shipments as required by this order, shall submit, at its expense, to the district office, by telephone, telegraph, mail, or in person, the following information:

(1) The name and address of the carrier submitting the information;

- (2) The point of origin and destination;
- (3) The nature of such shipment;

(4) The approximate weight and volume of the shipment;

(5) Any additional, accessorial, or terminal services that will be required in the handling of such shipment; and

(6) The period during which the shipment will be available for loading.

(b) No household goods carrier shall register any shipment for transportation between points which such carrier is not authorized to serve.

§ 501.394 Cancellation of registration. Whenever, after registration, any truck or shipment of household goods becomes unavailable for the purpose for which it was registered, the registering carrier forthwith shall notify the district office thereof and of the reasons therefor, and thereupon the registration shall be cancelled.

§ 501.395 Use of information regis-tered. Information registered pursuant to this order shall be used by the district manager, as provided by §§ 501.396 and 501.397 of this order, without discrimination, preference, or partiality.

§ 501.396 Authority of district manager. (a) Upon registration of a truck or of a shipment of household goods by a carrier pursuant to this order, the district manager, to the extent necessary to avoid operations in over-the-road service of empty trucks, or trucks loaded to less than capacity, may:

(1) In respect of any empty truck, or a truck loaded to less than 80 percent of capacity, registered by a household goods carrier, direct that the truck be used in a specific movement for the transportation of designated household goods;

(2) In respect of registered household goods, direct that they be transported by a specified household goods carrier which has registered a truck; or

(3) Issue clearance authority as provided in § 501.397 of this order.

- (b) The district manager shall not direct a household goods carrier to transport in any truck a load in excess of a capacity load or direct the transportation of household goods in any truck unsuitable or inadequate for such transportation.
- (c) The district manager shall not direct a household goods carrier to trans-

port in any truck any shipment which will cause damage to, or contaminate, the truck or other equipment or other lading being transported thereon.
(d) The district manager shall not

direct a household goods carrier to perform any transportation service which it

is not authorized to perform.

(e) The district manager shall not direct that a registered shipment of household goods be transported by a specified household goods carrier which has registered a truck when it appears from the verified statement carried in the truck pursuant to § 501.391 (c) of this order that the carrier does not maintain cargo insurance adequate to cover the declared or released value of the regis-

tered shipment.

(f) The district manager shall not direct that the departure of any empty or partially loaded truck be delayed beyond a reasonable time during any calendar day, or be delayed overnight, for the purpose of transporting household goods which may be available for transportation during such day, unless the volume of such household goods is in excess of 500 cubic feet and the distance to its destination is in excess of 200 miles, in which event the district manager may direct that the departure of such truck be delayed for a period of not to exceed 24 hours.

(g) The district manager shall not direct a household goods carrier to transport household goods beyond the registered destination of the truck, or to any point off the route that the truck otherwise would have traveled, unless:

(1) The distance traveled by reason of complying with such direction will not exceed by more than 25 percent the distance the truck otherwise would have traveled to reach its registered destination, and

(2) The truck will be laden with 50 percent or more of a capacity load for 75 percent or more of the distance trav-

§ 501.397 Issuance of clearance authority. (a) Subject to the provisions of § 501.396 of this order, clearance authority shall be issued by the district manager in respect of a registered truck to a household goods carrier:

(1) When the carrier has accepted for transportation all shipments of household goods that the district manager has directed the carrier to transport, or

(2) When there are no registered shipments of household goods which the district manager is authorized to direct

the carrier to transport.

(b) The issuance of clearance authority shall be evidenced by a clearance number, which shall be assigned by the district manager in respect of the registered truck at the time of issuance thereof, and shall authorize the move-ment of the truck to a specified point without further inquiry or registration. The clearance number may be given to the carrier, or to the carrier's representative, in person, by mail, or by telephone or telegraph.

§ 501.398 Time limitations upon loading and holding shipments. (a) Whenever a shipment which exceeds 3,000 pounds or 500 cubic feet is tendered to a household goods carrier for transportation in over-the-road service, the carrier shall load the shipment within 24 hours (exclusive of Sunday or legal holiday) after expiration of the final loading date specified by the shipper; and, in respect of any such shipment which is less than 3,000 pounds or 500 cubic feet, the carrier shall load the shipment within 5 days (exclusive of Sunday or legal holiday) after expiration of the final loading date specified by the shipper; or, if the carrier is unable to load a shipment of household goods within the time specified herein, the carrier shall promptly register the shipment with the district office nearest the point at which the shipment is available.

(b) No household goods carrier shall hold, carry over, store, or warehouse any shipment of household goods at the originating point for more than 5 days following expiration of the final loading date specified by the shipper, or at any other point en route for more than 5 days, except when there is no other household goods carrier capable of transporting the shipment consistent with the provisions of this order. If such carrier is unable to transport, divert, or otherwise arrange for the movement of any such shipment within the time specified herein, the carrier shall promptly register the shipment with the district office nearest the point at which the shipment is available, in accordance with the provisions of this order.

§ 501.399 Optional loading or leasing.

(a) Whenever, after registration of a truck at any district office, no household goods are available for transportation to, toward or beyond the destination point of the truck, the carrier may elect to register the truck with the district office for the transportation of any suitable freight which may be available and which the carrier who registers the truck has the right to transport.

(b) When no household goods are available for the transportation in a truck registered under the provisions of this order and the person registering such truck elects to lease the truck for the transportation of suitable freight, such lease shall be in the form prescribed by Appendix 1 to Administrative Order ODT 10 (9 F.R. 2795) and shall be governed by the provisions of §§ 503.278, 503.279 and 503.280 of Administrative Order ODT 10.

§ 501.400 Billing and rates; division of revenue; settlement between carriers. (a) Whenever a shipment is interchanged or diverted pursuant to the provisions of this order the shipment shall be accepted and received by the carrier with which interchange is made, or to which diverted, at the connecting or diverting carrier's warehouse or at the consignor's premises, as the case may be, and the transporting carrier shall load, transport, forward, or deliver, as the case may be, such shipment as the agent of the carrier which first accepted the shipment for transportation and under and pursuant to its rates, rules,

regulations and practices, and shall obnor and conform to its bill of lading or other billing, except as to any routing instructions therein inconsistent with the requirements of this order.

(b) Except as may be prescribed by the Interstate Commerce Commission or other authorized regulatory body:

(1) The carrier transporting any shipment of household goods diverted pursuant to directions issued in accordance with the provisions of this order shall receive not less than 75 percent of the revenue derived from the transportation of the shipment and the diverting carrier shall receive not more than 25 percent of such revenue:

(2) The carrier performing any accessorial service or service other than transportation, except packing or unpacking, in respect of a shipment of household goods so diverted shall receive the revenue derived from the performance of that service; and

(3) The carrier who packs any shipment of household goods so diverted shall receive 80 percent of the revenue derived from the performance of that service and the carrier who unpacks the shipment shall receive the remainder: *Provided*, That, if the division of revenue for the performance of such services is separately shown in the originating carrier's tariff, the division so shown shall govern.

(c) Except as may be agreed upon by the interested carriers or directed by the Interstate Commerce Commission or other authorized regulatory body, the portion of any revenue due any carrier in accordance with the provisions of paragraph (b) of this section shall be paid as follows:

(1) The portion of the revenue due a diverting carrier in respect of a collect shipment of household goods shall be paid forthwith by the transporting carrier after delivery of the shipment: Provided, That, in respect of any such shipment, the transporting carrier, at the election of the diverting carrier and at or prior to the diversion of the shipment, shall pay the diverting carrier's portion of such revenue; and

(2) The portion of any revenue due a transporting carrier in respect of a prepaid shipment of household goods, at its election, shall be paid prior to the transportation of the shipment.

(d) Except as may be agreed upon by the interested carriers or prescribed by the Interstate Commerce Commission or other authorized regulatory body, the division of revenues from any interchange or diversion of suitable freight shipments made pursuant to paragraph (a) of § 501.399 of this order shall be as determined by the Office of Defense Transportation upon appropriate application of the carriers.

§ 501.401 Compliance by carriers. (a) Whenever the carriers are unable to agree upon a division of revenue within the maximum and minimum limitations set forth in subparagraph (1) of paragraph (b) of § 501.400 of this order, both carriers nevertheless shall comply promptly with any direction issued by the district manager pursuant to this order and the revenue derived from the

transportation of the shipment (not including the revenue derived from the parformance of accessorial service) shall be divided as follows, to wit, 75 percent of such revenue to the transporting carrier and 25 percent of such revenue to the diverting carrier, and payment shall be made in accordance with paragraph (c) of § 501.400 of this order. Such payment may be made and received without prejudice to a determination of the equitable division of such revenue by any duly authorized tribunal, or by the Office of Defense Transportation upon appropriate application of the carriers.

(b) Whenever either carrier believes that the division of revenue derived from the performance of accessorial service as set forth in subparagraphs (2) and (3) of paragraph (b) of § 501.400 of this order is inequitable, both carriers nevertheless shall comply promptly with any direction issued by the district manager pursuant to this order and the revenue derived from the performance of such accessorial service shall be divided in conformity with the terms set forth in subparagraphs (2) and (3) of paragraph (b) of § 501.400 of this order, and payment shall be made in accordance with paragraph (c) of § 501.400 of this order. Such payment may be made and received (except when the division or method of determining the division of such revenue is contained in the diverting carrier's tariff) without prejudice to a determination of the equitable division of such revenue by any duly authorized tribunal, or by the Office of Defense Transportation upon appropriate application of the carriers.

§ 501.402 Filing of tariffs. household goods carrier required by law to file tariffs or schedules of rates, charges, rules, regulations and practices. shall file and publish in accordance with law, and continue in effect until further order, tariffs or schedules or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations and practices of the carrier which may be necessary to accord with the provisions of this order; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

§ 501.403 Carrier liability. Common carrier responsibility to the owner of any property being transported and among the carriers participating in such transportation shall be as provided by law for initial, terminating, intermediate, or delivering carriers.

§ 501.404 Special or general permits. The provisions of this order shall be subject to any special or general permit issued by the Office of Defense Transportation to meet specific needs or exceptional circumstances, or to prevent undue hardship.

§ 501.495. Submission of plans for joint action. The provisions of § 501.9, General Order ODT 3, Revised, as

amended (9 F.R. 947), relating to the submission of plans for joint action between two or more common carriers, shall be applicable to household goods

§ 501.406 Extension or inauguration of new service. The provisions of paragraph (d) of § 501.6, General Order ODT 3. Revised, as amended (8 F.R. 14582), relating to the extension or inauguration of over-the-road service by a common carrier, and the procedure set forth in Administrative Order ODT 15 (9 F.R. 1186) for approval of an extension or inauguration of new service, shall be applicable to household goods carriers.

§ 501.407 Records and reports. Every household goods carrier shall prepare and maintain such records, and make such reports, as the Office of Defense Transportation may prescribe, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942. Such records shall be available for examination and inspection at all reasonable times by an accredited representative of the Office of Defense Transportation.

§ 501.408 Definitions. As used in this.

order, the term:
(a) "Motor truck" and "truck" mean either (1) a straight truck, (2) a combination truck-tractor and semi-trailer, (3) a full trailer, (4) or any combination thereof, or (5) any other rubber-tired vehicle propelled or drawn by mechanical power while being used in the transportation of household goods;

(b) "Person" means any individual, partnership, corporation, association, joint-stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative, and includes any department or agency of the United States, any State, the District of Columbia, or any other political, governmental or legal

(c) "Household goods" means personal effects and property used or to be used in a dwelling when a part of the equipment or supply of such dwelling; furniture, fixtures, equipment and the property of stores, offices, museums, institutions, hospitals, or other establishments when a part of the stock, equipment, or supply of such stores, offices, museums, institutions, hospitals or other establishments; and articles, including objects of art, displays, and exhibits, which because of their unusual nature or value require specialized handling and equipment usually employed in moving

household goods;
(d) "Suitable freight" means freight other than household goods, which can safely be transported in a motor truck especially equipped or adapted for the transportation of household goods and which will not cause damage to or contaminate any such truck or other equip-

ment or other lading thereon;
(e) "Over-the-road service" means all operations of a motor truck except (1) those within an area which includes any municipality or urban community and a zone extending 75 air miles from the boundaries thereof; (2) those within and between contiguous municipalities or

· urban communities; and (3) those not more than 75 miles in length;

(f) "Household goods carrier" and "carrier" mean any person which holds itself out to the general public to engage in the transportation of household goods in over-the-road service by motor truck for compensation, regardless of the designation of such person under any Federal or State statute:

(g) "Rated load carrying ability" as applied to a truck means the weight which the tires mounted on the load bearing wheels of such truck are capable of carrying as determined in the manner set forth in Appendix No. 1, attached to General Order ODT 3, Revised, as

amended (7 F.R. 5445).

(h) "Capacity load" and "loaded to capacity" as applied to a truck mean either (1) the quantity of household goods or suitable freight, by weight, which may be carried in said truck, determined by deducting the weight of said truck from its rated load carrying ability, or (2) the maximum quantity of household goods, by volume, which may be stowed by efficient methods and safely transported in the load bearing space of the truck, whichever quantity is the lesser in weight;

(i) "District" means a district of the Division of Motor Transport of the Office of Defense Transportation as described in Administrative Order ODT 6

(8 F.R. 13194);

(j) "District office" shall include any branch thereof;

(k) "District manager" means the

manager of a district;
(1) "Continental United States"
means the forty-eight States and the District of Columbia.

§ 501.409 Applicability. The provisions of this order shall be applicable only in the continental United States.

§ 501.410 Communications. munications concerning this order should refer to General Order ODT 43, and unless otherwise directed should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective on March 27, 1944.

Note: The recording and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued at Washington, D. C., this 24th day of March 1944.

> C. D. YOUNG. Acting Director. Office of Defense Transportation.

[F. R. Doc. 44-4182; Filed, March 24, 1944; 11:36 a. m.]

[General Order ODT 8, Rev., Amdt. 7]

PART 501-CONSERVATION OF MOTOR EQUIPMENT

COMMON CARRIERS OF PROPERTY

Pursuant to Executive Orders 8989, as amended, and 9156, § 501.7 of General

Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 947, 2793), is hereby amended by adding a new paragraph designated (d). as follows:

§ 501.7 Exemptions. * * *

(d) The provisions of §§ 501.4, 501.5, 501.8, 501.10, 501.11, 501.12, 501.13, and 501.14 of this subpart, and the provisions of paragraphs (a) to (c), inclusive, of § 501.6 of this subpart, shall not apply to Household Goods Carriers as defined in § 501.408 (f) of General Order ODT 43 relating to common carriers of household goods.

This Amendment 7 to General Order ODT 3, Revised, as amended, shall become effective on March 27, 1944.

(E.O. 8989, as amended, 6 F.R. 6725 and 8 F.R. 14183; E.O. 9156, 7 F.R. 3349)

Issued at Washington, D. C., this 24th day of March 1944.

> C. D. YOUNG. Acting Director. Office of Defense Transportation.

[F. R. Doc. 44-4181; Filed, March 24, 1944; 11:36 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

[A. O. 331]

MUNICIPALITY OF SAINT CROIX, VIRGIN ISLANDS

ACCEPTANCE OF RESIGNATION FROM AND AP-POINTMENT TO SPECIAL INDUSTRY COM-MITTEE

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, as amended, I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor,

Do hereby accept the resignation of Mr. Miles Merwin from a special industry committee for the municipality of Saint Croix, Virgin Islands, and do appoint in his stead as representative for the employers on such committee, Mr. Robert W. Skeoch of St. Croix, Virgin Islands.

Signed at Washington, D. C., this 18th day of March 1944.

> L. METCALFE WALLING, Administrator.

[F. R. Doc. 44-4170; Filed, March 24, 1941; 11: 03 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5105]

INTERNATIONAL DISTRIBUTING CORP.

ORDER APPOINTING TRIAL EXAMINER AND FIX-ING TIME AND PLACE FOR TAKING TESTI-MONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 21st day of March, A. D. 1944.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John W. Norwood, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 3, 1944, at ten o'clock in the forenoon of that day (eastern standard time), in Hearing Room, Federal Trade Commission Building, Washington, D. C.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the evidence, with his conclusions of fact, and law and his recommendation for appropriate action by the Commission.

By the Commission.

[SEAL]

Otis B. Johnson, Secretary.

•[F. R. Doc. 44-4166; Filed, March 24, 1944;

NATIONAL WAR LABOR BOARD.

ORDER ESTABLISHING DAILY NEWSPAPER PRINTING AND PUBLISHING COMMISSION

Correction

In F. R. Doc. 44-3962, appearing at page 3168 of the issue for Thursday, March 23, 1944, the caption in brackets in the middle column of page 3172 should read "[Amended Order, Feb. 15, 1944]".

OFFICE OF ALIEN PROPERTY CUSTO-DIAN.

[Vesting Order 3825]

GOTTLIEB BUERKLE

In re: Estate of Gottlieb Buerkle, deceased; File D-28-2146; E. T. sec. 2691.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by Louis J. Bergson, Jr., Administrator, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Philadelphia, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany,

Nationals and Last Known Address

Johann Hermann Ferdinand Buerkle, Germany.

Marie Wilhelmine Pauline Buerkle Toll, Germany.

Wilhelmine Karoline Buerkle Kauilmann, Germany.

Karl August Buerkle, Germany. Luise Buerkle Scheufele, Germany. Ernst Buerkle, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatcover of Johann Hermann Ferdinand Buerkle, Marie Wilhelmine Rauline Buerkle Toll, Wilhelmine Karoline Buerkle Kaufmann, Karl August Buerkle, Luise Buerkle, Scheufele and Ernst Buerkle, and each of them, in and to the estate of Gottlieb Buerkle, deceared,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 15, 1944.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-4167; Filed, March 24, 1944; 10:46 a. m.]

[Vesting Order 3338] AUGUST J. WALTER

In re: Trust under the will and codicil of August J. Walter, deceased; File D-28-2587; E. T. sec. 3949.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by St. Louis Union Trust Company, 323 North Broadway, St. Louis, Miccourl, and Ronald M. Bates, 203 North Broadway, St. Louis, Miccourl, Co-executors and Co-trustees, acting under the judicial supervision of the Probate Court of the Gity of St. Louis, State of Miccouri;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country,

Germany, namely,

Nationals and Last Known Address

Prof. Hans Rhein, Germany. Miss Helena Rhein, Germany. Mrs. Clara Wiccendanger, Germany. Mrs. Elizabeth Schmitt, Germany.

And determining that-

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons he treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necescary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Professor Hans Rhein, Miss Helena Rhein, Mrs. Clara Wiccendanger, Mrs. Elizabeth Schmitt, and cach of them, in and to the Trust Estate created under the Will and Codicil of August J. Walter, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form AFC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: March 18, 1944.

[SEAL]

Leo T. Crowley,
Alien Property Custodian.

[F. R. Doc. 44-4163; Filed, March 24, 1944; 10:46 a. m.]

[Supplemental Vesting Order 3341]

Johann Maria Farma, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Having found in Vesting Order Number 72, dated July 30, 1942, that Johann Maria Farina, Inc., is a national of a designated

enemy country (Germany);

2. Finding that of the outstanding stock of Johann Maria Farina, Inc., a corporation organized and doing business under the laws of the State of New York and a business enterprise within the United States, consisting of 100 shares of no par value common capital stock, one share registered in the name of Hans H. A. Meyn and one share registered in the name of Emil Schill are beneficially owned by Johann Maria Farina, which shares, together with 98 shares of the outstanding capital stock that were benefi-cially owned by Franz Karl von Bock, Cologne, Germany, prior to Vesting Order Number 72, are evidence of ownership and control of said business enterprise;

3. Finding that Johann Maria Farina, whose principal place of business is gegenüber dem Jülichs-Platz, Cologne, Germany, is a national of a designated enemy country

(Germany);

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated a; nationals of a designated enemy country (Germany):

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national

hereby vests in the Alien Property Custodian two shares of no par value common capital stock of Johann Maria Farina, Inc., registered in the names of Hans H. A. Meyn and Emil Schill, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or

all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095. as amended:

Executed at Washington, D. C., on March 20, 1944.

[SEAL] < LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44-4169; Filed, March 24, 1944; 10:46 a. m.]

OFFICE OF DEFENSE TRANSPORTA-TION.

[Supp. Order ODT 20A-82]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN THE GRAND RAPIDS, MICH., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,1 and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Grand Rapids, Michigan, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment. materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations

affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator, named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by

this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Motor Transport, Office of Defense Transportation, Grand Rapids, Michigan, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-82" and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Grand Rapids,

Michigan.

8. This order shall become effective March 31, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 24th

day of March 1944.

C. D. YOUNG, Acting Director, Office of Defense Transportation. APPENDIX 1

Yellow Cab Co., Grand Rapids, Mich. Oakwood Taxi Co., Grand Rapids, Mich.

[F. R. Doc. 44-4183; Filed, March 24, 1944; 11:36 a. m.]

[Supp. Order ODT 20A-83]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN THE DODGE CITY, KANS. AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2,1 and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Dodge City, Kansas, so as to assure max-

¹Filed as part of the original document.

imum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved with the exception of Section 5 (5) which is disapproved. The operators are directed to place the plan, in so far as it is approved, into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations

affected by this order.

- 3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.
- 4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Trans-
- 5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

portation.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Division of Motor Transport, Office of Defense Transportation, Wichita, Kansas, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to

No. 61——3

participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-83" and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Wichita, Kansas.

8. This order shall become effective March 31, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 24th day of March 1944.

C. D. Young,
Acting Director,
Office of Defense Transportation.
Appended 1

Charles Goldsberry, d/b/a Yellow Cab Company, 407 Central Avenue, Dodge City, Kans, P. B. Pyles, d/b/a Uptown Taxi Company, 615½ 2nd Street, Dodge City, Kans.

J. L. Troyer, d/b/a Ever Ready Cab Company, 107 Walnut Street, Dodge City, Kans. L. G. Brown, d/b/a Red Top Cab Company, 111 Walnut Street, Dodge City, Kans.

[F. R. Doc. 44-4184; Filed, March 24, 1944; 11:36 a. m.]

CERTAIN TAXICAB OPERATORS
[Supp. Order ODT 20A-84]

COORDINATED OPERATIONS IN THE PEORIA,
ILL., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2. and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Peoria, Illinois, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered. That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Trans-

portation.

- 5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.
- 6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor. may make application in writing to the Division of Motor Transport, Office of Defense Transportation, Peoria, Illinois, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein.
- 7. Communications concerning this order should refer to "Supplementary Order ODT 20A-84" and, unless otherwise directed, should be addressed to the Division of Motor Transport, Office of Defense Transportation, Peoria, Illinois.
- 8. This order shall become effective March 31, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as

¹Filed as part of the original document.

the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 24th day of March 1944.

. C. D. Young, .
Acting Director,
Office of Defense Transportation.

APPENDIX 1

Kupper Cab and Rental Co., Inc., 207 Franklin Street, Peoria, Ill.

Niagara Cab Company, 226 N. Jefferson Street, Peoria, Ill.

Terminal Cab Company, 401 Hamilton Street, Peoria, Ill.

Peoria Yellow Cab Company, 607 Franklin Street, Peoria, Ill.

Millard Bender, 108 Longview Place, Peoria, Ill.

State Cab Company, 316 Hamilton Street, Peoria, Ill.

[F. R. Doc. 44-4185; Filed, March 24, 1944; 11:37 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 640].

Bow Coal Co., et al.

ORDER ESTABLISHING MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Order No. 640 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant.

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices, for the indicated uses and shipments as set forth herein. All are in District No. 1. The location of each mine is given by county and state and subdistricts. Each producer is subject to all provisions of Maximum Price Regulation No. 120.

[Bow Coal Co., 1300 Graham Ave., Solomon Bldg., Windber, Pa., Tray No. 4 Mine, Mine Index #5073, Somerset County, Sub-District No. 33, Strip Mine]

		Size	group	Nos.	
	1	2	3	4	5
Price classification Rail shipment Truck shipment Railroad locomotive fuel	E \$3.55 3.65 3.20	E \$3.35 3.40 3.20	E \$3.35 3.40 3.05	E \$3. 15 3. 30 2. 95	E \$3.15 3.20 2.95

[Hughes, C. Virgil, 312 Commercial Trust Bldg., Philadelphia, Pa., Virgin No. 1 Mine, Mine Index #5033, Clearfield County, Sub-District No. 13, Strip Mine]

-		Size	group	Nos.	•
• • • •	1	:	3	4	5
Price classification Rail shipment Truck shipment Railroad locomotive fuel Railroad locomotive	C \$3.70 3.75 3.20	C \$3. 65. 3. 50 3. 20	C \$3.45 3.50 3.05	C \$3.30 3.40 2.95	C \$3.30 3.30 2.95

[Hughes, C. Virgil, 312 Commercial Trust Bldg., Philadelphia, Pa., Virgin No. 2 Mine, Mine Index #5034, Clearfield County, Sub-District No. 13, Strip Mine]

		Size	group	Nos.	
	1	2	3	4/	5
Price classification	F \$3.35 3.60 3.20	F \$3.35 3.35 3.20	F \$3.35 3.35 3.05	F \$3.05 3.25 2.95	F \$3.05 3.15 2.95

[McGraw & Bindley, 6620 Hamilton Ave., Pittsburgh, Pa., Oak Ridge No. 7 Mine, Mine Index #5035, Cambria County, Sub-District No. 24, Strip Mine]

		Size	group	Nos.	
-	1	2	3	4	5
Price classification ====================================	E \$3. 55 3. 65	E \$3.35 3.40	E \$3.35 3.40	E \$3.15 3.30	E \$3.15 3.20
fuel	3, 20	3.20	3.05	2.95	2.95

[Pine Run Coal Co., 211 N. Second St., Clearfield, Pa. Pine Run No. 1 Mine, Mine Index #303, Clearfield County, Sub-District No. 13, Strip Mine]

*		Size	group	Nos.	
	1 ′	-2	3	4	ū
Price classification Rail shipments Truck shipments Railroad locomotive fuel	D \$3.60 3.70 3.20	D \$3, 40 3, 45 3, 20	D 83.35 3.45 3.05	D \$3.25 3.35 2.95	D \$3,25 3,25 2,93

This order shall become effective March 24, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9326, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 44-4141; Filed, March 23, 1944; 11:55 a. m.]

[MPR 120, Order 641]

JERRY W. GWIN, ET AL.

ORDER ESTABLISHING MAXIMUM PRICES AND PRICE-CLASSIFICATIONS

Order No. 641 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant.

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, It is ordered:

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices, for the indicated uses and shipments as set forth herein. All are in District No. 13. The location of each mine is given by county and state. Each producer is subject to all provisions of Maximum Price Regulation No. 120.

[Gwin, Jerry W., 1801 Comer Bldg., Birmingham, Ala., Walker County, Gwin No. 1 Mine, Mine Index No. 2006, Blue Creek Seam, Strip Mine]

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-	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15 -	16	17`	18	19	20	21	22	23
Prico classification: Rail shipments price group #6 Truck shipments price group #1 Railroad fuel prico group #6	\$5.30 5.25 5.30	\$5.30 5.25 5.30	\$5, 30 5, 21 5, 30	\$5, 30 5, 25 5, 30	\$5.30 5.25 5.30	\$4.80 4.75 4.80	\$4.70 4.55 4.70	\$4.80 4.75 4.80	\$4.70 4.55 4.70	\$4.80 4.75 4.80	\$4.70 4.55 4.70	\$3.90 4.40 3.90	\$3.80 4.30 3.80	\$3.90 4.40 3.90	\$3.90 4.40 3.90	\$3.90 4.40 3.90	\$3.70 4.15 3.70	\$3.70 4.15 3.70	\$3.80 4.30 3.80	\$3.80 4.30 3.80	\$3,80 4,30 3,80	\$3,60 4,05 3,60	\$3,6 4,0 3,6
Gwin, Jerry W., 1801 Com	er Bld	g., Bir	mingl	ham, .	Ala., T	Valke	r Cou	nty,	Gwin	No. 2	Mine	, Min	e Ind	ex No	. 2007,	Mar	y Lee	Seam	, Strij	Min	e]		
											Şi	zo gro	1p										
	1	2	8	4	έ	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23
Price classification: Rail shipments price group #1. Truck shipments price group #7. Railroad fuel price group #1.	\$3.50 4.20 3.50	\$3, 50 4, 20 3, 50	\$3.50 4.20 3.50	\$3.50 4.20 8.50	\$3.50 4.20 3.50	\$3. 50 4. 35 3. 50	\$3. 40 4. 15 3. 40	\$3. 50 4. 35 ·8. 50	\$3. 40 4. 15 3. 40	\$3.50 4.35 3.50	\$3. 40 4. 15 3. 40	\$3. 45 3. 80 8. 45	\$3.35 3.70 3.35	\$3.45 3.80 3.45	\$3.45 3.80 3.45	\$3.45 3.80 3.45	\$3, 40 3, 75 3, 40	\$3, 40 3, 75 3, 40	\$3, 35 3, 70 3, 35	\$3.35 3.70 3.35	\$3, 35 3, 70 3, 35	\$3,20 3,40 3,30	\$3.0 3.4 3.3
[Gwin, Jerry W., 1801	Comer	Bldg	., Biri	ningh	aw, A	la., W	alker	Cour	ıty, G	win N	Vo. 3 I	line,	Mine	Index	No. 2	016, J	ngger	Seam,	Strip	Min)]		
,					-			,		-	Si	ze gro	ıp			-							
,	1	2	3	4	ъ	6	7	8	9	10	11	12	13	14	15	16	17	18	10	20	21	22	23
Price classifications: Rail shipments price group #1 Truck shipments price group #7 Railroad fuel price group #1	\$3.50 4.20	\$3, 50 4, 20 8, 50	\$3.50 4.20	\$3.50 4.20	\$3.50 4.20	\$3.50 4.85	\$3.40 4.15	\$3.50 4.35	\$3.40 4.15	\$3.50 4.35	\$3.40 4.15	\$3.45	\$3, 35 3, 70	\$3.45 3.80	\$3.45 3.80	\$3, 45 3, 80	\$3.40 3.75	\$3.40 3.75	_3, 35 3, 70	\$3, 35 3, 70	\$3, 35 3, 70	\$3.30 3.40	\$3.3

[Alabama Coal Mining Co., Calera, Alabama, Shelby County, Alabama Coal Mining Co., 61 Mino, Mino Index No. 812, We Lowerth Seam, Strip Mino]

·	Eizo group																						
•	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	13	19	20	21	22	æ
Price classification: Rall shipments price group #6. Truck shipments price group #2. Railroad fuel price group #5.	\$5, 30 5, 05 5, 30	\$5, 30 5, 05 5, 30	\$5, 30 5, 03 5, 30	85.00 5.05 5.30	85, 30 5, 65 5, 39	84.80 4.75 4.89	\$1.70 4.65 4.70	81.60 4.70 4.60	84.70 4.65 4.70	\$1.60 4.72 4.60	\$4.70 4.70 4.70	83.00 4.00 3.00	33.83 4.15 3.83		53.00 3.00 3.00	3.00 3.00	53.70 4.60 3.70		4.15	\$3.80 4.15 3.80	4.15	3.00	83.69 3.65 3.69

[Commando Coal Co., Hailey, W. L., 1012 Cotton States Bldg., Nashville 3, Tenn., Grundy County, Commando Mino, Mino Index No. 2017, Sewance Scam, Strip Mine]

	Size group														
	1	2	3	4	5	6	7	8	9	19	11	12	13	14	
Price classification: Rail shipments price group ∄10 Truck shipments price group ∄9 Railroad fuel price group ∄10	\$4.00 4.55 4.00	\$4.00 4.55 4.00	-81.00 4.55 4.00	83.29 4.60 3.20	83.29 4.69 3.29	83.59 4.63 3.59	83,49 3,75 3,49	83,49 3,75 3,49	\$3,49 3,75 3,49	83.00 83.45 83.00	83,20 3,45 3,20	\$3,20 3,45 3,20	\$2.80 3.49 2.80	\$2.80 3.40 2.80	

This order shall become effective March 24, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9326, 8 F.R. 4681)

Issued this 23d day of March 1944.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 44-4142; Filed, March 23, 1944; 11:53 a.m.]

Regional and District Office Orders.
[Region I Order G-65 Under RMPR 122]
SOLID FUELS IN ATTLEBORO, MASS., AREA

Order No. G-65 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, Attleboro, Massa-

chusetts, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region 1 of the Office of Price Administration by \$1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) Maximum prices established by this order. The maximum prices established by §§ 1340.252, 1340.254, 1340.256, 1340.257 and 1340.265 of Revised Maximum Price Regulation No. 122 for sales of specified kinds of solid fuels in the Attleboro, Massachusetts, area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said specified solid fuels, are hereby modified, so that the maximum prices therefore shall be the prices hereinafter set forth.

Maximum prices are established for (1) sales of various quantities of specified solid fuels to various classes of purchasers under various conditions of delivery; and (2) charges which may be made, in addition to such maximum prices for the specified solid fuels, for specified services.

The geographical applicability of this Order G-65 is explained in pargraph (i) and the terms used herein are defined in paragraph (g).

Except as otherwise specifically provided herein, the provisions of Revised Maximum Price Regulation No. 122 apply

to all transactions which are the subject of this Order G-65. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G-65 provides uniform allowances, discounts, price differentials, service charges, and so forth. Nothing contained in this order shall be so construed as to permit non-compliance with any statutes of the Commonwealth of Massachusetts, or any rules or regulations promulgated under any such statutes, concerning sales or deliveries of solid fuels.

(b) Price Schedule I: Sales on a delivered basis. (1) Price Schedule I sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels on a delivered basis to consumers at any point in the Attleboro, Massachusetts, area.

Kind and size	Pernst ton	}£ ton	!i ton	109 163.
Pennsylvania anthracite: Broken, egg, stova and chestnut. Pea. Buckwheat Rica Yard Screenings Coke: Egg, stova and chestnut. Ambrical	917.00 15.45 13.65 12.15 6.25 16.75 14.80	6.75 8.60 7.65 6.35 8.15 7.65	######################################	\$1.60 .03 .85 .75

(2) Discount to certain class of customers. The foregoing maximum prices shall be reduced by fifty cents per ton on all sales to industrial and commercial users.

(3) Maximum authorized service and deposit charges. (a) The foregoing maximum prices include any carrying or wheeling that may be necessary to effect delivery into consumer's bin or storage space, except for carries up or down flights of stairs of quarter-ton or larger quantities. If a carry up or down flights of stairs is necessary in order to effect delivery of a quarter-ton or larger quantity into consumer's bin or storage space and if the consumer requests such service of him, the dealer may charge fifty cents per ton, twenty-five cents per halfton or fifteen cents per quarter-ton, per flight, for any carry up or down flights of stairs. If the consumer does not request such service in such cases, the maximum prices shall apply for delivery to that available point which is nearest and most accessible to the stairs.

(b) If the buyer requests that fuel delivered in burlap bags furnished by the dealer be left in the bags, the maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, the bags shall be 25 cents per bag.

(c) Price Schedule II: Yard sales to consumers. (1) Price Schedule II sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Attleboro, Massachusetts, Area to consumers.

Kind and size	Pernat ton	1/2 ton	1/2 ton	100 lbs.
Pennsylvenia anthrecite: Broken, egs. ctore, and chectaut. Pen Buckwheat Rite. Yerd creenings.	\$16.00 14.43 12.73 11.15 4.25	83.00 7.25 6.29 5.00	\$4.00 3.05 3.15 2.80	\$0.83 -84 -70
Ceke: Egg. ctove and cheet- nut Ambricool	14.75 13.80	7.49 6.60	3.70 3.45	.80

(2) Discount to certain class of customers. The provisions of subparagraph (2) of paragraph (b) shall apply to the foregoing prices for yard sales to consumers.

(3) Maximum authorized bagging and deposit charges. (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging quarter-ton and larger quantities in 100 pound bags, exclusive of any deposit charges on bags furnished by the dealer.

	CEILLS
Per net ton	50
Fer half-ton	25
Per quarter-ton	

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer shall be 25 cents per bag.

(d) Terms of sale; sales to consumers. If payment is made by the buyer within 10 days after receipt of the fuel, the maximum prices set forth in paragraphs (b) and (c), including those prices as reduced in accordance with subparagraphs (b) (2) and (c) (2), shall, except in the case of Pennsylvania anthracite yard

screenings, be reduced by \$1.00 per ton or by 50 cents per half-ton, or by 25 cents per quarter-ton, which reductions are "cash discounts". No further discount is required for cash on delivery, and no "cash discount" is required on sales of Pennsylvania anthracite yard screenings or on any sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the cases of yard screenings and less than quarter-ton lots) within 10 days thereafter, terms shall be net 30 days.

(e) Price Schedule III: Yard sales to dealers. (1) Price Schedule III sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Attleboro, Massachusetts Area to dealers in fuels who resell them.

Kind and size	Per net	Per ½	Per 1/4
	ton	ton	ton
Pennsylyania anthracite: Broken, egg, stove, and chestnut. Pea. Buckwheat. Rice. Yard screenings. Coke: egg, stove, and chestnut. Ambricoal.	\$13.75 12.70 10.80 9.40 4.25 13.25 11.30	\$6. 90 6. 35 5. 40 4. 70 6. 65 5. 65	\$3.45 3.20 2.70 2.35

- (2) Terms of sale. Terms of sale may be net cash, but no additional charge-shall be made for the extension of credit terms of net 30 days or net 10 days E. O. M.
- (3) Maximum authorized bagging and deposit charges. (a) If the buyer requests such service of him, the seller may make the following charges for bagging in 100 pound bags, exclusive of any deposit charges on bags furnished by the seller.

	Ce	uus
Per	net ton	50
	half-ton	25
	quarter-ton	15

- (b) The maximum amount which may be required by the seller as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the seller shall be 25 cents per bag.
- (f) Certain named Pennsylvania anthracite coals. The specific maximum prices set forth above for Pennsylvania anthracite may be increased by the following amounts when the following sizes of named Pennsylvania anthracite coals are sold: Provided, That the following increases may be charged only if the conditions set forth in paragraph (b) of Region I Supplementary Order No. 2 under Revised Maximum Price Regulation No. 122 are observed:

i	Amount of addition			
Kind and size	Per net ton	Per ½ ton	1/4 ton	100 lbs.
Jeddo highland: Broken, egg, stove, chestnut, pea, buckwheat, and rice. Greenwood: Egg, stove, chestnut, and pea. Franklin: Broken	\$0.25 .25 .75 1.00 1.25 .30	\$0.15 .15 .40 .50 .65 .15	\$0.05 .05 .20 .25 .30 .05 None	None None \$0.05 .05 None None

(g) Definitions. When used in this Order G-65, the term:

(1) "Attleboro, Massachusetts, Area" shall include the following cities and towns in the Commonwealth of Massachusetts: Attleboro, North Attleboro and Plainville.

(2) "Specified solid fuels" shall include Pennsylvania Anthracite, Coke and Ambricoal.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Jeddo highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names "Jeddo Coal", "Highland Coal", or "Hazel Brook Coal".

(5) "Greenwood" means that Pennsylvania anthracite which is produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under the trade name "Old Company's Lehigh Greenwood Premium Anthracite".

(6) "Franklin" means that Pennsylvania anthracite which is prepared at the Williamstown breaker of the Franklin-Lykens Coal Company, Ashland, Pennsylvania, and marketed under the trade name "The Only Genuine Franklin Coal of Lykens Valley",

(7) "Broken", "egg", "stove", "chest-nut" and "pea" sizes of Pennsylvania anthracite refer to the legal standard sizes for anthracite offered for sale in the Commonwealth of Massachusetts, effective December 1, 1941, as established by the Director of Standards of the Division of Standards of the Department of Labor and Industries of the Commonwealth of Massachusetts pursuant to General Laws (Ter. Ed.) Chapter 94, section 239A (Chapter 382, Acts of 1926). "Buckwheat", "Rice" and "Barley" sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.
(8) "Coke" shall include only coke pro-

(8) "Coke" shall include only coke produced by the following producers: Providence Gas Company; Fall River Gas Company; Taunton Gas Light Company; Blackstone Valley Gas and Electric Company. All other coke shall be priced under the appropriate provision of Revised Maximum Price Regulation No. 122.

(9) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(10) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, bag, sack or otherwise from the dealer's truck or wagon, or from the point of discharge therefrom, to buyer's bin or storage space.

(11) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(12) Except as otherwise specifically provided, and unless the context otherwise requires, the definitions set forth

in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(h) Transportation tax. Any dealer subject to this order may collect, in addition to the specified maximum prices established herein, provided he states it separately, the amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by him, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the dealer by his supplier; Provided, however, That no part of that tax may be collected in addition to the maximum price on sales of lesser quantities than one-quarter ton; and Provided, further, That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(i) Geographical applicability. The maximum prices established by this order for "yard sales" shall apply to all such sales of the specified solid fuels at a yard located in the area covered by this order, regardless of the ultimate destination of the fuel. The maximum prices established by this order for sales on a delivered basis shall apply to all such sales of the specified solid fuels to purchasers who receive delivery of the fuel within the area covered by this order, regardless of whether the dealer is located within said area.

(j) Lower prices permitted. Lower prices than those set forth herein may be charged, paid or offered.

(k) Posting of maximum prices; sales slips and receipts. (1) Every dealer subject to this order shall post all of the maximum prices established hereby which apply to the types of sales made by him in his place of business in a manner plainly visible to and understandable by the purchasing public, and shall keep a copy of this order available for examination by any person during ordinary business hours. In the case of a dealer who sells directly to consumers from a truck or wagon, the posting shall be done on the truck or wagon. All postings shall include the relevant terms of sale. The prices established hereby need not be reported under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall give to each purchaser an invoice or similar document showing (a) the date of the sale or delivery, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, and the price charged; and (b) separately stating any special services rendered and other charges made and the amount charged therefor. This paragraph shall not apply to sales of quantities of less than one-quarter ton unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941, customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the decler, the kind, size and quentity of the solid fuel

sold to him or the price charged, the dealer shall comply with the buyer's re-

quest as made by him.

(1) Records. Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof, showing the date, the name and address of the buyers (if known), the per net ton price charged and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. The record shall also separately state each service rendered and the charge made for it.

(m) Petitions for amendment. Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed in the Boston Regional Office of the Office of Price Administration. No appeals from a denial in whole or in part of such petition by the Regional Administrator may be made to the Price Administrator.

(n) This order may be revoked, amended, or corrected at any time.

Note: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G-65 shall become effective March 27, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 20th day of March 1944. Eldon C. Shoup.

Regional Administrator.
[F. R. Doc. 44-4154; Filed, March 23, 1944; 12:17 p. m.]

[Region IV Order G-17 Under RMPR 122, Amdt. 11]

SOLID FUELS IN RIPLEY, TENN.

Amendment No. 11 to Order No. G-17 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Appendix X, maximum prices for solid fuels in Ripley, Tennessee.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and by paragraph (e) of Order No. G-17, It is hereby ordered, That paragraph (m) of said Order No. G-17 be amended by adding a new subparagraph thereto, designated (m) (10), to read as set forth below:

(10) Appendix X: Maximum prices for specified solid fuels in Ripley, Tennessee, and vicinity. The maximum prices for specified solid fuels sold and delivered within the limits of Ripley, Tennessee, and the area lying within fifteen miles of said limits (but not beyond the state line of the State of Tennessee) by the most-direct highway route shall be as follows:

(i) "Direct delivery or domestic" basis.
Bitumineus ceals from District No. 0

• Size	Perten 2,660 lbs.	Per 34 ten 1,000 lbs.	For 14 ton ton 199 lbs.
Lump or Egg Coals from 9 or 11 and other scams in Prico Group 3	\$9.69	ಜಚ	\$1.95

(ii) Special sales and services—(a) Yard sales. When the buyer picks up coal at the dealer's yard, the dealer must reduce the domestic price 50¢ per ton.

(b) Delivery zone. For deliveries made beyond the city limits of Ripley, Tennessee, and within fifteen miles thereof (but not beyond the state line of the State of Tennessee), the dealer may make an additional charge of not more than 10¢ per mile per ton for each mile beyond the limits of such city with a minimum charge of 50¢ for each such delivery, said mileage to be determined by the actual highway mileage from the said city limits to the point of delivery by the most direct highway route.

(c) Credit. No additional charge over the prices provided in this appendix may

be made for credit.

This Amendment No. 11 to Order No. G-17 shall become effective March 20, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 15, 1944.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 44-4153; Filed, March 23, 1944; 12:19 p. m.]

[Region IV Orders G-12, G-14, and G-17, Supp. Order 1; Orders No. G-3, G-4, G-6, G-7, G-8, G-9, G-11, G-13, G-15, and G-10, Supp. Order 2; Orders G-5, G-10, Supp. Order 3; Under RMPR 122]

SOLID FUELS IN CERTAIN SOUTHERN STATES

Supplementary Order No. 1 to Orders No. G-12, G-14, and G-17 Supplementary Order No. 2 to Orders No. G-3, G-4, G-6, G-7, G-8, G-9, G-11, G-13, G-15, and G-16. Supplementary Order No. 3 to Orders No. G-5 and G-10 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Applying respectively in or about the following areas: Augusta, Georgia; Durham, North Carolina; Toccoa, Dalton, Rome, Macon, and Columbus, Georgia; Phenix City, Alabama; Charleston, South Carolina; Bristol, Tennessee-Virginia; and Spartanburg, South Carolina; Fulton and Dekalb Countles, Georgia; Raleigh, North Carolina; Sa-vannah, Georgia; Knoxville, Tennessee; Columbia, South Carolina; Danville, Virginia; Roanoke, Virginia; Wilmington and Winston-Salem, North Carolina; Lynchburg, Virginia; Charlotte, North Carolina; Henrico and Chesterfield counties, Virginia; and the City of Richmond, Virginia.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the amendment provisions of the above captioned orders, It is hereby ordered, That:

The titles of the above captioned orders, and amendments and supplementary orders thereto, are hereby changed by striking from the present titles the words "Under § 1340.260 of", so that said titles shall hereafter read "Order No. G-(number of order) under Revised Maximum Price Regulation No. 122."

These Supplementary Orders No. 1, 2, and 3 shall become effective March 15, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 13, 1944.

ALEXANDER HARRIS,
Acting Regional Administrator.

[F. R. Doc. 44-4155; Filed, March 23, 1944; 12:19 p. m.]

[Region VII Order G-2 Under SR 14A] FLUID MILK IN LAS VEGAS, N. MEX., AREA

Order No. G-2 Under Supplementary Regulation 14A to the General Maximum Price Regulation. Adjusted prices for sale of fluid milk to the Army and Navy in the Las Vegas area of the State of New Mexico.

Pursuant to the Emergency Price Control Act of 1942, as amended, and § 1499.73a (a) (1) (iii) (c), Supplementary Regulation 14A to the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Order No. G-2 is issued.

(a) What this order does. This order adjusts the maximum price of milk sold by the quart to the Army and Navy by distributors in the Las Vegas Area of the State of New Mexico.

(b) Specific maximum price. The maximum price of fluid milk sold in glass or paper containers to the Army or Navy for delivery f. o. b. the seller's dock or place of business in said Las Vegas Area to the Army or Navy shall, on and after the effective date of this order be 13½¢ per quart.

(c) Geographical applicability. This order applies only to the Las Vegas Area which means all of the area in the State of New Mexico contained within the municipal boundaries of Las Vegas and a distance of five miles beyond at all points.

(d) Applicability to other regulations. Except insofar as provided otherwise in this order No. G-2, all sellers of fluid milk to the Army or Navy in glass bottles or paper containers in the Las Vegas Area shall remain subject to and he required to comply with all other applicable regulations.

(e) Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control,

are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(f) Effective date. This order shall become effective as of March 15, 1944.

(56 Stat. 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 15th day of March 1944.

RICHARD Y. BATTERTON,

Regional Administrator.

[F. R. Doc. 44-4151; Filed, March 23, 1944; 12:19 p. m.]

[Region VIII Order G-1 Under SR 15, Amdt. 1] FLUID MILK IN OREGON-WASHINGTON

Amendment No. 1 to Order No. G-1 under § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, as amended. Fluid milk prices at wholesale and retail in the State of Oregon and certain portions of the State of Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by special authorization from the Price Administrator dated February 14, 1944, It is hereby ordered, That Order No. G-1, under § 149.75 (a) (9) of Supplementary Regulation No. 15, to the General Maximum Price Regulation be amended as set forth below:

(a) The preamble is amended to read as follows:

For the reason set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15, of the General Maximum Price Regulation and special authorization conferred by the Price Administrator, It is hereby ordered:

(b) Paragraph (a) is hereby amended by adding at the end thereof, the following:

THE TOWN OF HEPPNER IN THE STATE OF OREGON

Quantity	Retail	Wholesale f. o. b. seller's plant	Whole- sale de- livered
QuartHalf-pint	Cents 13½	Cents	Cents 12 3½

This amendment shall become effective March 20, 1944,

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1944.

L. F. Gentner,

Regional Administrator.

[F. R. Doc. 44-4150; Filed, March 23, 1944; 12:19 p. m.]

[Region VIII Order G-2 Under 18 (c), Amdt. 22]

FLUID MILK IN CALIFORNIA

Amendment No. 22 to Order No. G-2 under § 1499.18 (c) of the General Maximum Price Regulation. Fluid milk prices at wholesale and retail in certain localities of the State of California.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by special authorization conferred by the Price Administrator on March 16, 1944, It is hereby ordered, That Order No. G-2 under § 1499.18 (c) as amended of the General Maximum Price Regulation be amended as set forth below:

(a) Schedule B is hereby amended by striking out the heading, "Siskiyou County except the towns of Weed, Mt. Shasta, and Dunsmuir," and by substituting therefor the following, "Siskiyou County except the towns of Weed, Mt. Shasta, Dunsmuir, and Dorris".

(b) Schedule B is hereby further amended by adding at the end thereof, the following:

- THE TOWN OF DORRIS IN SISKIYOU COUNTY

	Wholesale	Retail
Quart	\$0.13	\$0.145

This amendment to Order No. G-2 shall become effective March 21, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9323; 6 F.R. 4681)

.- Issued this 17th day of March 1944.

L. F. GENTNER, Regional Administrator.

[F. R. Doc. 44-4152; Filed, March 23, 1944; 12:17 p. m.]

[Region VIII Order G-70 Under 18 (c), Amdt. 1]

ALFALFA MEAL IN NEVADA

Amendment No. I to Order No. G-70 under § 1499.18 (c) as amended of the General Maximum Price Regulation. Adjusted maximum prices for sales of alfalfa meal in the State of Nevada.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation, Order No. G-70 under § 1499.18 (c), as amended, of the General Maximum Price Regulation is hereby amended in the following particulars:

(a) Paragraph (a) is hereby amended by adding a new subparagraph (4) to read as follows:

(4) For such sales of alfalfa meal of less than 14% protein content, deduct \$2.00 per ton for each 1% reduction of protein content from the maximum price as provided in paragraph (a) (1) alfalfa meal, not less than 14% protein content.

This amendment shall become effective March 20, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1944.

L. F. GENTNER,

Regional Administrator.

[F. R. Doc. 44-4155; Filed, March 23, 1944; 12:17 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register on March 22, 1944.

REGION II

Binghamton Order No. P-1, Amendment No. 1, filed 2:37 p. m. New York Order No. P-1, Amendment No.

2, filed 2:37 p. m.

New York Order No. 12, Amendment No. 1, filed 2:38 p. m.

New York Order No. 13, Amendment No. 1, filed 2:38 p. m. New York Order No. 14, Amendment No. 1,

New York Order No. 14, Amendment No. 1 filed 2:37 p. m.

REGION III

Grand Rapids Order No. F-1, Amendment No. 26, filed 2:32 p. m. Grand Rapids Order No. F-14-A, Amend-

Grand Rapids Order No. F-14-A, Amendment No. 10, filed 2:39 p. m. Lexington Order No. 1-F, Amendment No.

21, filed 2:36 p. m.
Lexington Order No. 2-F, Amendment No.
Lexington Order No. 2-F, Amendment No.

14, filed 2:36 p. m.
Lexington Order No. 3-F, Amendment No.

Lexington Order No. 3-F, Amendment No. 12, filed 2:35 p. m.

REGION IV

Memphis Order No. 1-W, Amendment No. 2, filed 2:35 p. m.

Memphis Order No. 4-F, Amendment No. 25, filed 2:35 p. m.

REGION V

Kansas City Order No. 2-F, Amendment No. 5, filed 2:34 p. m.

New Orleans Order No. 2-F, Amendment No. 9, filed 2:30 p. m.

San Antonio Order No. 1-W, filed 2:34 p. m. San Antonio Order No. 1-F, Amendment No. 2, filed 2:30 p. m. San Antonio Order No. 2-F, Amendment

No. 2, filed 2:30 p. m.
Tulsa Order No. G-8, Amendment No. 1,

Tulsa Order No. G-8, Amendment No. 1 filed 2:29 p. m.

REGION VI

Chicago Order No. 2-F, Amendment No. 5, filed 2:31 p. m.

Des Moines Order No. 1-F, Amendment No. 8, filed 2:29 p. m.

Duluth-Superior Order No. 1-F, Amendment No. 8, filed 2:33 p. m.

Milwaukee Order No. 2-F, Amendment No. 6, filed 2:33 p. m.

Milwaukee Order No. 3-F, Amendment No. 6 fied 2:34 p. m.

6, filed 2:34 p. m.
Milwaukee Order No. 4-F, Amendment No.
2, filed 2:39 p. m.

2, filed 2:39 p. m.
Milwaukee Order No. 5-F, Amendment No.
5, filed 2:34 p. m.

Milwaukee Order No. 11, filed 2:33 p. m. Moline Order No. 2-F, Amendment No. 5, filed 2:31 p. m.

North Platte Order No. 14, filed 2:31 p. m. Peorla Order No. 5, Amendment No. 6, filed 2:31 p. m.

REGION VII

Utah Order No. F-2, Amendment No. 3, filed 2:32 p. m.

Utah Order No. F-4 Amendment No. 3

Utah Order No. F-4, Amendment No. 2, filed 2:39 p. m.

Utah Order No. F-5, Amendment No. 2, filed 2:38 p. m.

Utah Order No. F-6, Amendment No. 3, filed 2:38 p. m.

REGION VIII

Sacramento Order No. 3-P, filed 2:26 p. m. Sacramento Order No. 4-P, filed 2:26 p. m. Sacramento Order No. 1-F, Amendment No. 6, filed 2:29 p. m.

Sacramento Order No. 3-F, Amendment No.

6, filed 2:29 p. m.

Sacramento Order No. 5-F, Amendment No. 6. filed 2:27 p. m.

Sacramento Order No. 6-F, Amendment No. 4. filed 2:27 p. m.

Sacramento Order No. 7-F, Amendment No. 4. filed 2:27 p. m.

Copies of these orders may be obtained from the issuing offices.

> ERVIN H. POLLACK, Secretary.

[F. R. Doc. 44-4163; Filed, March 23, 1944; 3:49 p. m.]

LIST OF COMMUNITY CELLING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register on March 21, 1944.

REGION II

Newark Order No. 1-P, Amendment No. 1, filed 4:16 p. m.

REGION III

Grand Rapids Order No. F-14-A, filed 4:01 p. m.

Grand Rapids Order No. F-14-A, Amend-

ment No. 1, filed 4:04 p. m. Grand Rapids Order No. F-14-A, Amend-

ment No. 2, filed 4:05 p. m. Grand Rapids Order No. F-14-A, Amendment No. 3, filed 4:05 p. m.

Grand Rapids Order No. F-14-A, Amend-

ment No. 4, filed 4:05 p. m.
Grand Rapids Order No. F-14-A, Amendment No. 5, filed 4:06 p. m.

Grand Rapids Order No. F-14-A, Amendment No. 6, filed 4:06 p. m:

Grand Rapids Order No. F-14-A, Amendment No. 7, filed 4:07 p. m.

Grand Rapids Order No. F-14-A, Amend-

ment No. 8, filed 4:07 p. m. Grand Rapids Order No. F-14-A, Amendment No. 9, filed 4:07 p. m.

Grand Rapids Order No. F-14-D, Amendment No. 1, filed 4:03 p. m.

Grand Rapids Order No. F-14-B, filed 4:02

Grand Rapids Order No. F-14-B, Amendment No. 1, filed 4:08 p. m.

Grand Rapids Order No. F-14-B, Amendment No. 2, filed 4:08 p. m.

Grand Rapids Order No. F-14-B, Amend-

ment No. 3, filed 4:08 p. m. Grand Rapids Order No. F-14-B, Amendment No. 4, filed 4:09 p. m.

Grand Rapids Order No. F-14-B, Amendment No. 5, filed 4:09 p. m.

Grand Rapids Order No. F-14-B, Amendment No. 6, filed 4:09 p. m.

Grand Rapids Order No. F-14-B, Amend-ment No. 7, filed 4:09 p. m.

Grand Rapids Order No. F-14-B, Amendment No. 8, filed 4:11 p. m.

Grand Rapids Order No. F-14-B, Amendment No. 9, filed 4:11 p. m.
Saginaw Order No. 2-W, filed 4:12 p. m.

Grand Rapids Order No. F-14-D, filed 4:01 p. m.

Grand Rapids Order No. F-14-D, Amendment No. 2, filed 4:03 p. m.

Grand Rapids Order No. F-14-D, Amendment No. 3, filed 4:04 p. m.

Grand Rapids Order No. F-14-C, filed 4:14 p. m.

Grand Rapids Order No. F-14-C, Amend-ment No. 1, filed 4:02 p. m. Grand Rapids Order No. F-14-C, Amend-

ment No. 2, filed 4:03 p. m.

Grand Rapids Order No. F-14-C, Amendment No. 3, filed 4:03 p. m. Louisville Order No. 16, filed 4:13 p. m.

REGION IV

Memphis Order No. 14, Amendment No. 1,

filed 4:13 p. m. Nashville Order No. 2-W, Amendment No. 1, filed 4:17 p. m.

Nashville Order No. 5-F, Amendment No. 8. filed 4:17 p. m. Nashville Order No. 12, Amendment No. 3,

filed 4:17 p. m.

Arkansas Order No. G-13, filed 4:15 p. m. Houston Order No. 12, filed 4:11 p. m. San Antonio Order No. G-10, filed 4:18 p. m.

REGION VI

Fargo-Moorhead Order No. 1-F, Amend-ment No. 1, filed 4:14 p. m.

Milwaukee Order No. 2-F, Amendment No. 5, filed 4:16 p. m. Milwaukee Order No. 3-F, Amendment No.

5, filed 4:15 p. m.

Milwaukee Order No. 5-F, Amendment No. 4, filed 4:16 p. m.

REGION VIII

Seattle Order No. 2-F, Amendment No. 6, filed 4:15 p. m.

The following order under Revised General Order 51 was filed with the Division of the Federal Register on February 21, 1944.

New Mexico Order No. 7, Amendment 6, filed 4:03 p. m.

Copies of these orders may be secured from the issuing offices.

ERVIN H. POLLACK, Secretary.

[F. R. Doc. 44-4164; Filed, March 23, 1944; 3:49 p. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File No. 70-816]

AMERICAN LIGHT AND TRACTION CO., ET AL.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March 1944.

In the matter of American Light & Traction Company, Michigan Consolidated Gas Company, American Production Company, American Michigan Pipe Line Company, Waverly Company.

Michigan Consolidated Gas Company, a subsidiary of American Light & Traction Company, a registered holding company, having filed an application and amendments thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) of said act of the issuance and sale, at competitive bidding pursuant to Rule U-50, of \$38,-000,000 principal amount of First Mortgage Bonds, 31/2% Series due 1969, and 40,000 shares of 434% Cumulative Preferred Stock; and

Public hearings having been held on such matter after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered. That the said application. as amended, be, and it hereby is, granted, subject to the terms and conditions prescribed in Rule U-24 and subject also to the following additional terms and con-

1. Said proposed issuance and sale of securities shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record as so completed, which order may contain further terms and conditions as may then be deemed appropriate. jurisdiction being reserved for this purpose.

2. Jurisdiction is reserved with respect to attorneys' fees incurred, and fees for advisory services rendered, in connection with the proposed financing.

It is further ordered That applicant's request for shortening of the ten-day period required by Rule U-50 (b) be and the same is hereby granted and that such period is shortened to not less than six days.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[P. R. Doc. 44-4159; Filed, March 23, 1944; 2:42 p. m.]

[File No. 1-725]

BROOKLYH AND QUEENS TRANSIT CORP.

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March, A. D. 1944.

In the matter of Brooklyn and Queens Transit Corporation, Common Stock, No. Par Value.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the Common Stock, No Par Value, of Brooklyn and Queens Transit Corporation;

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors:

It is ordered, That said application be and the same is hereby granted, effective at the close of the trading session on March 30, 1944.

By the Commission.

ORVAL L. DUBOIS,

Secretary.

[F. R. Doc. 44-4157; Filed, March 23, 1944; 2:42 p. m.]

[File No. 1-1154]

BROOKLYN-MANHATTAN TRANSIT CORP.

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, on the 20th day of March, A. D. 1944.

In the matter of Brooklyn-Manhattan Transit Corporation, Common Stock, No Par Value.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the Common Stock, No Par Value, of Brooklyn-Manhattan Transit Corporation:

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered, That said application be and the same is hereby granted, effective at the close of the trading session on March 30, 1944. By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 44-4158; Filed, March 23, 1944; 2:42 p. m.]

WAR PRODUCTION BOARD.

GOLDSTEIN POLAND CO., INC.

CONSENT ORDER

Goldstein Poland Co., Inc., of Pine Street, Providence, Rhode Island, engaged in the manufacture of jewelry, and Charles Rothman, its Treasurer, and James J. Poland, its President, both of Providence, are severally charged by the War Production Board with having purchased and put into process domestic silver in excess of the amount of their quota as established by Conservation Order M-199, between February 5, 1943, and October 30, 1943. Such over purchases, aggregated 51,190,77 ounces. During January, 1944, voluntary sale of 27,577.30 ounces from inventory reduced the net amount of silver purchased and put into production in excess of quota to approximately 23,613.47 ounces. Goldstein Poland Co., Inc., Charles Rothman and James J. Poland admit the violations as charged and do not desire to contest their wilfulness and have consented to the issuance of this Order.

Wherefore, upon the agreement and consent of Goldstein Poland Co., Inc., Charles Rothman and James J. Poland and the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, It is hereby ordered, That:

(a) Goldstein Poland Co., Inc., shall not purchase or put into process prior to December 31, 1944, any domestic silver except that which shall be processed on toll agreement for others.

(b) Nothing contained in this order shall be deemed to relieve Goldstein Poland Co., Inc., from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(c) This order shall take effect on March 23, 1944, and shall expire on December 31, 1944.

Issued this 16th day of March 1944.

War Production Board, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 44-4165; Filed, March 23, 1944; 4:55 p. m.]